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Government
Publications

Journals of the Colonial Legislatures of Vancouver Island
and British Columbia, 1851-1871





Journals of the Colonial Legislatures of the
Colonies of Vancouver Island and
British Columbia
1851-1871

Edited by JAMES E. HENDRICKSON

VOLUME II
JOURNALS OF THE HOUSE OF ASSEMBLY,
VANCOUVER ISLAND, 1856-1863

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Members of the First House of Assembly, Vancouver Island. *Front row* (left to right): Thomas Skinner, Dr. J. S. Helmcken, James Yates. *Back row*: Joseph W. McKay, J. D. Pemberton, Joseph Porter (clerk). From an original ambrotype, PABC (Photo No. 7756).

Sanerum Island



By His Excellency James Douglas, Companion
of the Most Honourable Order of the Bath, Governor
and Commander in Chief of Sanerum's
Island and its Dependencies, Vice Admiral
of the same &c &c &c

Whereas the House of Assembly, convened
on the 1st day of March A.D. 1860, has been
prolonged until the 28th day of February
next, for the purpose of choosing a new
House of Assembly.

Now Therefore I James Douglas do
hereby proclaim and declare that the said
House of Assembly is dissolved from the
28th day of February A.D. 1863.

Issued under the Public Seal of the
Island of Sanerum's Island.

this 28th day of February in the
year of our Lord one thousand
Eight Hundred and Sixty Three
and in the Twenty Sixth Year
of Her Majesty's reign.

By His Excellency's command James Douglas
William A. G. Young
Acting Colonial Secretary

G. D. Macdonald the Printer



The "Birdcages," the new government buildings erected in Victoria by James Douglas in 1859 on the site of the present parliament buildings. The prominent building in the centre is the Colonial Office; the other buildings are, left to right, the Land Office, Legislative Hall, Supreme Court, and Treasury. PABC (Photo No. 1996).



Top: The legislative building in Victoria. First occupied in January 1860, this building was the site of meetings of the Council, Legislative Council, and House of Assembly of Vancouver Island to 1866, of the Legislative Council of the colony of British Columbia from 1868 to 1871, and of the Legislative Assembly of the province from 1871 to 1898. In 1893 it was moved to the rear of the grounds to permit construction of the present parliament buildings. It was then occupied by the Department of Mines until 1957, when it was destroyed by fire. PABC (Photo No. 28729).

Bottom: Interior chamber of the above building used by the colonial Assembly and later, when this picture was taken, by the provincial Legislative Assembly. PABC (Photo No. 75667).



in consequence of the house
assembly being in the possession
of the Supreme Court - that property
etc. etc. etc. etc. etc. etc.
13 of Feb. 1860.

Speaker.

Thursday 13th March 1860

Present - Mr. Speaker

Mr. Foster	Mr. Cassin
Mr. Gordon	Mr. Waddington
Mr. Jones	Mr. Clark
Mr. Beach	Mr. Spalding
Mr. Saline	Mr. McDonald

The minutes of the former proceedings
having been read & confirmed

Mr. Beach gave notice of 2nd reading of "Cattle Bill"

Mr. Cassin brought in Bill to amend the provisions
of the Cattle Stock Law passed Oct 1857

Mr. Jones seconded

Mr. Foster asked permission for the house to consider
the Bill - which was granted by
yeas 27 nays 10. The committee
of the whole on the 28th

A BILL

ENTITLED

An Act to enable the Districts of Cowichan and Comox to elect Members to the House of Assembly.

WHEREAS it is expedient to have every district in the Colony, possessing a settled population, represented in the House of Assembly;

And whereas the districts of Shawnigan, Cowichan, Comiaken, Quamichan, and Somenos, and the district of Comox, have a settled population;

Be it enacted by the Governor, on Her Majesty's behalf, by and with the advice and consent of the Legislative Council and House of Assembly:

1. The districts known on the official map under the names of Shawnigan, Cowichan, Comiaken, Quamichan, and Somenos, shall be and are hereby constituted an electoral district, under the name of Cowichan Comox; and said electoral district shall be entitled hereafter to send one Member to the House of Assembly.

2. The district known under the name of Comox, and which is included within the following boundaries, that is to say, starting from the centre of Quallahum river, on the eastern coast of this colony, thence running northerly to Willow Point, at the mouth of Discovery Passage, thence running due west twenty miles, thence running to Mount Washington, thence to Mount Becher, thence to Mount View, thence to Horne Lake, and through the centre of said river to the place of beginning, shall be and is hereby constituted an electoral district, under the name of Comox County, and shall be entitled to send one member to the House of Assembly.

3. Registered Lists of Voters for the electoral districts created by this Act shall be made in conformity with "The Registration of Voters Act, 1859," and "The Annual Registration of Voters Act, 1860," except it be otherwise hereafter provided.

4. The first election in the electoral districts created by this Act shall take place as soon as possible after the next annual registration of Voters.

5. This Act may be cited for all purposes as "The Cowichan and Comox Registration Act, 1863."

Format of a bill printed for consideration by the House of Assembly in 1863. PABC.

JOURNALS
OF THE
FIRST
HOUSE OF ASSEMBLY
OF THE COLONY OF
VANCOUVER ISLAND

12 AUGUST 1856 to 7 DECEMBER 1859

MEMBERS OF THE FIRST HOUSE OF ASSEMBLY OF VANCOUVER ISLAND

12 AUGUST 1856 TO 7 DECEMBER 1859

CONSTITUENCY	<i>First Sitting</i>	<i>Last Sitting</i>
Victoria District—		
Edward Edwards Langford.....	12 Aug. 1856	26 Aug. 1856
Joseph William McKay.....	3 Dec. 1856	7 Dec. 1859
Joseph Despard Pemberton.....	12 Aug. 1856	7 Dec. 1859
James Yates.....	12 Aug. 1856	7 Dec. 1859
Esquimalt District—		
John Sebastian Helmcken, <i>Speaker</i>	12 Aug. 1856	7 Dec. 1859
Thomas James Skinner.....	12 Aug. 1856	7 Dec. 1859
Sooke District—John Muir.....	19 Aug. 1856	5 May 1857
Nanaimo District—Dr. John Frederick		
Kennedy.....	12 Aug. 1856	3 Mar. 1859

MINUTES OF THE FIRST HOUSE OF ASSEMBLY OF VANCOUVER ISLAND

Opening of the
House of Assembly
Victoria, Vancouvers Island.
August 12th 1856
by His Excellency the Governor
attended by [the Council]
at 11 o'clock A.M. precisely

After prayers by the Rev. Edward Cridge Colonial Chaplain His Excellency the Governor proceeded to deliver the following speech, viz.:—

Gentlemen of the Legislative Council, and of the House of Assembly.

I congratulate you most sincerely on this memorable occasion; the Meeting in full convention of the General Assembly of Vancouver's Island, an event fraught with consequences of the utmost importance to the present and future inhabitants; and remarkable as the first instance of representative institutions being granted in the infancy of a British Colony.

The history and actual position of this Colony are marked by many other remarkable circumstances. Called into existence by an act of the Supreme Government immediately after the discovery of gold in California, it has maintained an arduous and incessant struggle with the disorganizing effects, on labour, of that discovery. Remote from every other British Settlement, with its commerce trammelled and met by restrictive duties, on every side, its trade and resources remain undeveloped.

Self supporting and defraying all the expenses of its own Government, it presents a striking contrast to every other Colony in the British Empire, and like the native pines of its storm beaten promontories it has acquired a slow but hardy growth.

Its future progress must under providence, in a great measure depend on the intelligence, industry and enterprise of its inhabitants, and upon the legislative wisdom of this country.

Gentlemen, I look forward with confidence and satisfaction to the aid and support which the Executive power, may in future expect to derive from your local experience and knowledge of the wishes of the people, and the wants of the Country. I feel assured that as public men holding a solemn and momentous trust you will, as a governing principle strive with one accord to promote the true and substantial interests of the Country, and that our legislative labours will be distinguished alike by prudence, temperance and justice to all classes.

Gentlemen, I am happy to inform you, that Her Majesty's Government continue to express the most lively interest in the progress and welfare of this Colony.

Negotiations are now pending with the Government of the United States, which may probably terminate in an extension of the Reciprocity Treaty to Vancouvers Island.

To show the commercial advantages connected with that treaty, I will just mention that an import duty of £30 is levied on every hundred pounds worth of British produce, which is now sent to San Francisco, or to any other American port, or in other words the British proprietor pays as a Tax to the United States, nearly the value of every third cargo of Fish, Timber, or Coals, which he sends to any American port.

The Reciprocity Treaty utterly abolishes those fearful imposts, and establishes a system of free Trade in the produce of British Colonies.

The effects of that measure in developing the trade and natural resources of the Colony can therefore hardly be over estimated.

The Coal, the timber, and the productive Fisheries of Vancouver's Island will assume a value before unknown, while every branch of trade will start into activity, and become the means of pouring wealth into the country.

So unbounded is the reliance, which I place in the enterprise and intelligence possessed by the people of this Colony, and the advantages of their geographical position, that with equal rights and a fair field, I think they may enter into successful competition with the people of any other country.

The extension of the Reciprocity Treaty to this Island once gained, the interests of the Colony will become inseparably connected with the principles of Free Trade, a system which I think it will be sound policy on our part to encourage.

Gentlemen, The Colony has been again visited this year by a large number of Northern Indians, and their presence has excited in our minds a not unreasonable degree of alarm.

Through the blessing of God they have been kept from committing acts of open violence, and been quiet and orderly in their deportment, yet the presence of large bodies of armed savages, who have never felt the restraining influences of moral and religious training and who are accustomed to follow the impulses of their own evil natures, more than the dictates of reason or justice, gives rise to a feeling of insecurity, which must exist as long as the Colony remains without Military protection.

Her Majestys Government ever alive to the dangers which beset us in the Colony have arranged with the Lords Commissioners of the Admiralty that the "president" Frigate should be sent to Vancouvers Island, and that measure will, I have no doubt be carried into effect without delay.

I shall nevertheless, continue to conciliate the good will of the native Indian Tribes, by treating them with justice and forbearance, and by rigidly protecting their civil and agrarian rights, many cogent reasons of humanity and sound policy recommend that course to our attention, and I shall therefore rely upon your support in carrying such measures into effect. We know from our own experience that the friendship of the Natives is at all times useful, while it is no less certain that their enmity may become more disastrous than any other calamity, to which the Colony is directly exposed.

Gentlemen of the House of Assembly, according to constitutional usage, with you must originate all money bills. It is therefore your special province to consider the ways and means of defraying the ordinary expenses of the Government, either by levying a customs duty on Imports, or by a system of direct taxation.

The poverty of the Country and the limited means of a population struggling against the pressure of numberless privations, must necessarily restrict the amount of taxation, it should therefore be our constant study to regulate the public expenditure according to the means of the country, and to live strictly within our income.

The common error of running into speculative improvements, entailing debts upon the Colony for a very uncertain advantage, should be carefully avoided.

The demands upon the public Revenue will at present chiefly arise from the improvements of the internal communications of the country, and providing for the education of the young, the erection of places for public worship, the defence of the country, and the administration of Justice.

Gentlemen, I feel in all its force the responsibility now resting upon us; The interests and well-being of thousands yet unborn, may be affected by our decisions, and they will reverence or condemn our acts according as they are found to influence for good or for evil the events of the future.

Gentlemen of the House of Assembly, I have appointed Chief Justice Cameron to administer the oath of allegiance to the members of your House, and to receive your declarations of qualification, you may then proceed to choose a Speaker, and to appoint the officers necessary for the proper conduct of the business of the House.

Chief Justice Cameron then proceeded to administer the oath of allegiance to James Yates, J. D. Pemberton, J. S. Helmcken, J. F. Kennedy and E. E. Langford,

the first four delivered the necessary qualification but E. E. Langford read a protest, after which the Chief Justice retired.

The House then proceeded to elect a Speaker.

It was proposed by Mr. Helmcken seconded by Mr. Kennedy that Mr. Pemberton be Speaker of the House.

An amendment proposed by Mr. Langford seconded by Mr. Yates that Mr. Helmcken be speaker of the house the same being put to the vote.

Mr. Helmcken was duly elected Speaker and accordingly took the Chair.

It was proposed by Mr. Pemberton that Robert Barr be appointed to act as Clerk, pro. tem. seconded by Mr. Yates, the said Robert Barr duly accepting of said office.

It was proposed by Mr. Skinner that an application be made to the Governor that proper and efficient Books &c. be supplied to the said House. Seconded by Mr. Pemberton and carried.

Previous to the foregoing resolution Mr. Skinner took the Oath of Allegiance.

It was proposed by Mr. Skinner seconded by Mr. Langford that the House adjourn until Tuesday the 19th Day of August at the hour of eleven in the forenoon.

J. S. Helmcken,
Speaker

Tuesday the 19th day of August, 1856, 11 o'clock, A.M.

Present: The Speaker, (Mr. Helmcken), Messrs. Pemberton, Yates, Skinner, Muir, Kennedy, Langford.

A Deputation consisting of Mr. Pemberton and Mr. Kennedy waited upon, and presented to His Excellency the Governor, The Speaker, Mr. Helmcken.

His Excellency most graciously received the Speaker, and briefly expressed His satisfaction to the same.

The Deputation then withdrew.

The Speaker informed the House that the Oaths of Allegiance and Qualification were to be taken by the Members of the same.

Oath of Allegiance administered to Mr. Pemberton, Member for Victoria.

Declaration of Qualification received. Oath of Qualification administered to Mr. Pemberton, Member for Victoria.

Oath of Allegiance administered to Mr. Kennedy, Member for Nanaimo.

Declaration of Qualification received. Oath of Qualification administered to Mr. Kennedy, Member for Nanaimo.

Oath of Allegiance administered to Mr. Muir, Member for Soake.

Declaration of Qualification received. Oath of Qualification administered to Mr. Muir, Member for Soake.

Oath of Allegiance administered to Mr. Skinner, Member for Esquimalt.
 Declaration of Qualification received. Oath of Qualification administered to Mr. Skinner, Member for Esquimalt.

Oath of Allegiance administered to Mr. Yates, Member for Victoria.

Declaration of Qualification received. Oath of Qualification administered to Mr. Yates, Member for Victoria.

Mr. Langford's Declaration of Qualification not received by the Speaker, but a protest was read to the House by that Gentleman.

A Motion was then made by Mr. Skinner and seconded by Mr. Yates, viz;—

I beg to move that the Document just read by Mr. Langford may be recorded in the Books of this House.

Motion carried.

Copy of Mr. Langford's protest.

I subscribe in the most solemn manner to the Oath as now administered to me with the exception of declaring myself possessed of immovable property to the amount of £300.

Having been chosen by the people of Victoria both Electors and non-Electors, it is my firm belief that according to the constitution of Great Britain I am duly qualified to take my seat in this House of Assembly, and that the act of Council imposing a fixed property qualification was not legal without the consent of the House of Assembly; and therefore I beg now in a formal manner to protest in the name and on behalf of my constituents against it, and to request that my protest may be recorded.

(Signed) Edward Edwards Langford.

(Dated) August 12th 1856.

Oath of Allegiance administered to Mr. Langford.

A petition was presented by Mr. Pemberton from Mr. McKay complaining of the return of Mr. Langford.

Ordered to be laid upon the table.

A Motion was then made by Mr. Pemberton and seconded by Mr. Kennedy, viz.;—

“That Mr. Edward Edwards Langford not subscribing a proper Declaration and in the usual form his return as a Member of the General Assembly of Vancouvers Island is null and void.”

Opposed by Mr. Skinner as follows, viz.;—“I beg to oppose the motion of Mr. Pemberton that Mr. E. E. Langford's Election shall be null and void.”

Ayes

Mr. Pemberton,
 Mr. Kennedy.

Noes

Mr. Skinner,
 Mr. Yates,
 Mr. Muir.

Amendment [original motion] carried.

A petition was then presented by Mr. Yates setting forth that Mr. Pemberton on the Day of Election was not duly qualified.

Ordered to be laid upon the table.

A Motion was then made by Mr. Langford and seconded by Mr. Yates, viz.;—"I beg to move that application should be made for the use of the Law Works the property of the Colony."

Opposed by Mr. Pemberton but eventually withdrawn.

It was then proposed by Mr. Langford and seconded by Mr. Skinner that the House adjourn until Tuesday the 26th Day of August next ensuing at the hour of eleven o'clock in the forenoon.

The House then adjourned.

J. S. Helmcken
Speaker

Tuesday, the 26th day of August, 1856, 11 o'clock, A.M.

Present: The Speaker, (Mr. Helmcken), Messrs. Pemberton, Muir, Skinner, Yates, Langford.

Petitions and petitioners against Members &c.

The Speaker (Mr. Helmcken)	Esquimalt
petition against Mr. Pemberton	Victoria
Mr. Muir	Soake
petition presented from Mr. Yates	ag. Mr. P. Victoria
petition against Mr. Langford	Victoria
Mr. Skinner	Esquimalt

The Speaker took the Chair at Twelve o'clock precisely.

The Speaker informed the House that any Law Books, the property of the Colony, could be placed upon the table, the names of such Books being given, with this proviso, that none be taken away, but given up again immediately that the House adjourned, as the said Books are placed under the immediate charge of His Excellency the Governor.

The Speaker informed the House that Mr. McKay had entered into sufficient sureties for his Election petition against Mr. Langford in the sum of. . . .

Ordered to be referred to Committee.

The Speaker informed the House that Mr. Yates had not entered into sureties for the due performance of his Election petition against Mr. Pemberton. (1)

A Motion was then made by Mr. Muir and seconded by Mr. Skinner, viz.;—"I beg to move that any Member being late 15 Minutes from this House after the hour of Meeting shall be fined the sum of \$20.00." (2)

Opposed by Mr. Pemberton that the sum of \$10.00 be inflicted as a fine, afterwards withdrawn.

Motion carried.

A Motion was then made by Mr. Langford and seconded by Mr. Yates, viz.;—"I beg to propose that for the purpose of transacting the business of this House it shall be necessary that four members and the Speaker be present."

Motion opposed by Mr. Pemberton and seconded by Mr. Muir. Motion carried.

A Motion was then made by Mr. Pemberton and seconded by Mr. Skinner; viz.;—
“That the House having met, and not [having a] quorum, after waiting half an hour is at liberty to adjourn until the following day provided that the following Day be not Saturday or Sunday.”

Motion carried.

A Motion was then made by Mr. Pemberton and seconded by Mr. Skinner, viz.;—
“That the rules of Debate and standing orders in the House of Commons in England be also adopted in this Assembly.”

Carried.

A Motion was then made by Mr. Pemberton seconded by Mr. Muir, viz.;—“That the Speaker be added to the list of the Committee of Elections.”

Motion opposed by Mr. Skinner seconded by Mr. Yates, viz.;—“I Move that the Speaker may not be on the Election Committee.”

Amendment carried.

A Motion was then made by Mr. Muir seconded by Mr. Skinner, viz.;—“I beg to move that this Committee go into business Tomorrow at 11 o'clock A.M.”

“Motion carried”.

Previous to the aforesaid Motion the Speakers Warrant was presented to the House calling upon Messrs. Skinner, Muir and Kennedy to act on the Election Committee.

A Motion was then made by Mr. Muir and seconded by Mr. Skinner, viz.;—“That the House adjourn until Thursday next the 28th Inst. at the Hour of eleven o'clock.”

The House then adjourned.

(1) Sureties afterwards entered into by Mr. Yates.

(2) The time to be taken from the Surveying Office.

J. S. Helmcken
Speaker

Thursday, the 28th day of August, 1856, 11 o'clock, A.M.

The Speaker, (Mr. Helmcken), Messrs. Kennedy, Muir, Skinner, Yates, Pemberton.

The Chairman of the Election Committee informed the Speaker that after examining carefully the petition presented by Mr. Yates against Mr. Pemberton they were unanimously of opinion, “That Mr. Pemberton is duly qualified to act as a Member of the House of Assembly, and that the opposition was not frivolous or vexatious.”

The Chairman of the Election Committee then informed the Speaker that in reference to the petition presented by Mr. Pemberton from Mr. McKay against Mr. Langford they were on the preceeding day prepared to enter into the same but

Mr. Langford failing to appear to defend the petition the Committee had come to the following conclusion, viz.;—"That Mr. Langford having been called upon and not appearing to defend his Qualification his Election therefore be declared null and void, and that Mr. McKay having neglected to question the Qualification of Mr. Langford previous to the Votes being given the Committee were of opinion that a New Writ ought at once to be issued for the Election of a New Member."

A Motion was then made by Mr. Skinner and seconded by Mr. Muir, viz.;—"I beg to move that a new writ be immediately issued for a Member to be Elected for the District of Victoria in the room of Edward Edwards Langford, whose Election has been declared null and void."

Motion carried.

A Motion was then made by Mr. Pemberton Seconded by Mr. Skinner, viz.;—"That respectful application be made to His Excellency the Governor for a correct Copy of the Grant of the Island and of any other Documents of a public nature calculated to throw light upon the political position of Vancouver's Island Colony, likewise a general Abstract of Colonial Accounts since the first formation of the Colony up to the present time showing the present annual income and expenditure."

Motion carried.

A Motion was then made by Mr. Skinner Seconded by Mr. Kennedy, viz.;—"I beg to move that this House being now legally Constituted is prepared to receive any Message from His Excellency the Governor or Council."

Motion carried.

It was then proposed by Mr. Kennedy and seconded by Mr. Muir that the House adjourn until this Day week, viz.;—(Thursday the 4th day of September).

The House then adjourned.

J. S. Helmcken.

Thursday, the 4th day of September, 1856

Adjourned to Thursday Sept. 25th 1856.

Thursday, the 25th day of September, 1856

Adjourned to Thursday October 2nd 1856.

Thursday, the 2nd day of October, 1856

Adjourned to Thursday October 23rd 1856.

Thursday, the 23rd day of October, 1856

Adjourned to Thursday November 13th 1856.

Thursday, the 13th day of November, 1856

Adjourned to Thursday November 27th 1856.

J. S. Helmcken

Thursday, the 27th day of November, 1856

Present: The Speaker, (J. S. Helmcken), Messrs. Skinner, Yates, Pemberton.

Adjourned to Wednesday Decr. 3rd 1856.

J. S. Helmcken

Wednesday, the 3rd day of December, 1856

Present: The Speaker, (J. S. Helmcken), Messrs. Skinner, Yates, Pemberton, Kennedy, J. W. McKay.

The Oath of Allegiance was administered to Mr. J. W. McKay, Member for Victoria.

Declaration of qualification received and Oath of Qualification administered to Mr. J. W. McKay, Member for Victoria.

A Motion was then made by Mr. Yates and seconded by Mr. Pemberton, viz.;—
“I beg to move that this Assembly be informed what funds are subject to the control of this Assembly, if any, what is the amount, and from what source does it come, and what fund is the Royalty on Coal paid into.”

A Motion was then made by Mr. J. W. McKay, and seconded by Mr. Skinner,—viz.;—“I beg to move that a Letter of thanks be presented to His Excellency the Governor for his Message of Novr. 27th, and that the subjects contained therein will be taken into consideration by the House at an early period.”

A Motion was then made by Mr. Pemberton, and seconded by Mr. Yates,—viz.;—
“That Thos. Jas. Skinner Esqr. be appointed Deputy Speaker and Chairman of Committees.”

Carried.

A Notice was then given by Mr. Pemberton of his intention to bring before the house, at their next Meeting, an Act for the adoption and regulation of Customs Duties in Vancouver's Island.

Adjourned to Saturday Decr. 6th 1856.

The following Documents were received by the House from His Excellency the Governor.

Copy.

Government House,
Victoria, Vancouvers Island,
27th November 1856.

Mr. Speaker and Gentlemen of the House of Assembly,

I herewith transmit the Documents described in the accompanying Schedule for your information.

The Colonial Accounts extending to the close of 1855 are not yet completed and therefore cannot be laid before the House in full. You will however find among the Documents now transmitted, a full account of all lands appertaining to the public domain of this Colony, which have been sold up to the 10th Day of October last, and also a classified abstract of the expenditure of the Colony for the year ending with the 1st Day of November 1855.

In addition to the proceeds arising from sales of the public domain appearing in the Documents herewith the sum of £6193.0.0 has been received from the Hudsons Bay Company, for Lands purchased on their account within the Colony. Further documents relative to the financial state of the Colony will be sent to the House as soon as they are made up.

I have to recommend that a sufficient money appropriation be made by the House to defray the expense of preparing any documents required for their information in future as there are at present no funds at my disposal for that purpose.

I beg that the Charter of Grant of Vancouvers Island may be returned, as I have no other copy.

(Signed)

James Douglas
Governor
Vancouvers Island.

Extract from Governor Douglas' Despatch to W. G. Smith Esqr. Secretary Hudson's Bay Company dated 19th July 1855.

Extract from Governor Douglas' Despatch to W. G. Smith Esqr. dated 16th Octr. 1856 containing an abstract of Accounts from November 1854 to November 1855.

Abstract from Surveying Department showing Sales of Land from the commencement of the same up to December 1854.

Copy of the Charter of Grant of Vancouver's Island.

J. S. Helmcken
Speaker

Saturday, the 6th day of December, 1856

Present: The Speaker, (J. S. Helmcken); Messrs. Skinner, Yates, Pemberton, McKay, Kennedy.

Mr. Pemberton withdrew his Notice of his intention to bring before the House an Act for the adoption and regulation of Customs Duties in Vancouvers Island.

A Motion was then made by Mr. McKay and seconded by Mr. Yates;—viz.;—"I beg to move that this House resolve itself into a committee of supply on Wednesday next the 10th Inst. at 11 A. M. for the purpose of considering the Governors Message of Novr. 27th last."

Carried.

A Motion was made by Mr. Pemberton and seconded by Mr. Skinner; viz.;—"That the Speaker be requested to thank his Excellency on behalf of the House for the information so promptly and courteously afforded, and further to apply respectfully to his Excellency for similar information for the year ending Novr. 1856, and likewise to ask whether there is any charge against the license fund, to come under their control from that Date."

Carried.

The following Documents were received by the House from His Excellency the Governor.

(Copy)

Government House,
Victoria, V.I.
6th December 1856.

Mr. Speaker and Gentlemen of the House of Assembly,

I have further to transmit with this communication, abstracts of the Income and Expenditure of the Colony, for the two years ending respectively with 31st day of October 1853 and 1854.

I have received your Speakers address of the 3rd day of December and highly appreciate your complimentary Message.

In reply to the following questions of the House, "What funds are subject to its control?" "the amount of such funds?" "from what source derived?" and "to what fund is the Royalty upon Coal paid into?" I would observe that I am not at present prepared to give the House a reliable and decided answer. My own impression however is, that the House can exercise a direct control only over the revenue raised in the Colony through the act of the general Legislature. The revenue derived from the tax on Licenced Houses, is therefore I conceive the only fund absolutely at our disposal;—the proceeds arising from "Land Sales," "Royalties" and "Timber Duties," being remitted and placed to account of the Reserve fund in England, which is however also exclusively applicable for Colonial purposes with the exception of 10 per cent allowed by virtue of the Charter of Grant, to the Hudson's Bay Company.

The amount of Revenue derived from the duty on Licenced Houses for the respective years mentioned is given in the annexed table.

Year	1853	£220.0.0
"	1854	£460.0.0
"	1855	£340.0.0

Those sums are also embodied in the abstract of the Colonial Accounts transmitted to the House.

(Signed)

James Douglas,
Governor,
Vancouver's Island.

Abstract of Income and Expenditure of the Colony of Vancouver's Island for the year ending 31st Octr. 1853 and 1854.

J. S. Helmcken
Speaker

Wednesday, the 10th day of December, 1856

Present: The Speaker, (J. S. Helmcken), Messrs. Skinner, Pemberton, McKay, Kennedy, Yates.

The following Documents were received and read to the House; viz.;—

(Copy)

Government House,
Victoria, 10th Decr. 1856,

Mr. Speaker and Gentlemen of the House of Assembly,

I have received your address through Mr. Speaker's communication of the 6th Decr. and I thank you Gentlemen for your kind message.

I herewith transmit for your information an abstract of the expenditure and income of the Colony made up to the 31st day of October last; excepting however the income derivable from the Royalty on Coals, and the duty on Timber, of which a statement will be sent to the House as soon as the returns are received.

With respect to your inquiry touching the application of the duty on Licenced Houses for the year 1856, I have to inform the House that the whole sum derived from that source of revenue was paid over to the Hudson's Bay Company immediately after collection and was carried with the other proceeds of revenue to the credit of the general Colony account as shown by the abstract of the year's income transmitted with this communication.

(Signed)

James Douglas,
Governor,
Vancouver's Island.

Abstract of Income and Expenditure on account of Vancouver's Island Colony
for Twelve Months ending 31st October 1856.

A Motion was then made by Mr. Pemberton and seconded by Mr. Skinner, viz.;—

“That the Speaker be requested to thank His Excellency the Governor for his Message of this Date.”

Carried.

Notice was then given by Mr. Pemberton of his intention to move for a Special Committee to inquire into the postal Arrangements on Saturday next the 13th Instant at Ten O'clock.

The House then adjourned.

The whole House then went into a Committee of Supplies, when the following Sums were voted and passed, viz.;—

To the Governor for furnishing Copies of Public Documents	£	s.	d.
	50.	0.	0
To Mr. R. Barr for Services as Clerk up to 31st Decr. 1856	10.	0.	0
„ Mr. A. Muir for Services as Sergeant at Arms to Decr. 31st	5.	0.	0
Annual Stipend for Clerk	25.	0.	0
Do . . Do for Sergeant at Arms	15.	0.	0
For Heating, Lighting House &c	20.	0.	0
„ Stationary for House	5.	0.	0

A Motion was then made by Mr. Pemberton and seconded by Mr. Yates; viz.;—

“That the above amount be paid out of the Licence fund for 1856.”

Carried.

The Chairman (Mr. Skinner) reported progress and asked leave to sit again.

The House then resumed its sitting and the Chairman brought up the report from the Committee of Supplies which was agreed upon.

The House then adjourned to Saturday the 13th Inst. at 10 o'clock.

J. S. Helmcken
Speaker

Saturday, the 13th day of December, 1856

Present: The Speaker, (J. S. Helmcken), Messrs. Yates, McKay, Kennedy, Pemberton.

The Bill for the passing of certain Monies voted by the Committee of Supplies was read and passed.

A Motion was then made by Mr. Yates and seconded by Mr. Pemberton, viz.;—“I beg to move that the Money received from Licenses on Spirits on the 16th July 1856 should be withdrawn from the Credit of the trust fund.”

A Motion was then made by Mr. Pemberton and seconded by Mr. Yates, viz.;—“That a Special Committee be appointed to inquire into our postal arrangements, from what funds supported? and whether capable of improvement.”

Carried.

The Speaker then appointed Mr. Pemberton, Mr. Skinner and Mr. Yates to act on said Committee, and report thereupon.

A Motion was then made by Mr. McKay and seconded by Mr. Yates, viz.;—“I move that a requisition be made to his Excellency the Governor for a Copy of the last Census of the population of the Island and other such Statistics connected therewith.”

Carried.

The House then adjourned to Thursday December 18th 1856.

J. S. Helmcken
Speaker

Thursday, the 18th day of December, 1856

The Speaker, (J. S. Helmcken), Messrs. Pemberton, Kennedy, Yates, McKay.

The Bill for the passing of certain Monies voted by the "Committee of Supplies" was read the Third time and passed.

The following Documents were received and read to the House, viz.;—

(Copy)

Government House,
Victoria, Vancouvers Island,
17th December 1856.

Mr. Speaker and Gentlemen of the House of Assembly,

I have received Mr. Speaker's communication of the 13th day of December containing the Requisition of the House "for a Copy of the last census of the population of Vancouvers Island, and I have in consequence the honor of forwarding with this letter the Documents described in the annexed Shedule.

Not having time to procure copies, I have sent the original documents which the House will probably cause to be returned when convenient.

(Signed)

James Douglas,
Governor,
Vancouvers Island.

No. 1 . . . Census Returns Vancouver's Island Colony 1855.

No. 2 . . . Indian population Vancouver's Island 1856.

Mr. Pemberton informed the Speaker that the Committee appointed to inquire into the postal arrangements had not yet met.

The Speaker instructed the Clerk to acknowledge the Receipt of the aforesaid Documents from His Excellency the Governor.

The House then adjourned to Wednesday December 24th at 11 o'clock.

J. S. Helmcken
Speaker

Wednesday, the 24th day of December, 1856

Not being five Members present the House adjourned.

Tuesday, the 7th day of April, 1857

Present: The Speaker, Messrs. J. D. Pemberton, J. W. McKay, Kennedy, Yates, Skinner.

Mr. Skinner brought up the report of the "Committee upon Postal arrangements" of which the following is a copy.

We the undersigned appointed as a special Committee to enquire into the existing state of the Postal arrangements, and make any suggestion for improving the same that may occur to us have unanimously adopted the following report.

That the General Post Office as at present arranged is conducted within a Public Office and letters exposed under circumstances which your Committee do not consider safe. Your Committee are of opinion that the Post Office ought to be removed to an office more private and more secure.
signed

T. J. Skinner
Chairman
James Yates
J. D. Pemberton.

The above report was then read, and a motion made by J. W. McKay, seconded by J. F. Kennedy "That a copy of the same be sent to his Excellency the Governor."

Carried nem. con.

Mr. J. Yates presented a petition signed by a number of colonists, complaining of the dangerous descents to bridges, the roads being very steep and unprotected, also praying for certain improvements in roads generally and that a road be opened to Mount Douglas.

The above petition was ordered to be read, and then Mr. J. Yates proposed the following resolution

That the consideration of his Excellency the Governor be earnestly requested to the substance of the enclosed petition, at the same time mentioning "That a road to accomodate settlers in the neighbourhood of Gonzalo Point, is still more required, and a road leading to Cadboro Bay much required. Also that the circumstances in this respect of settlers in the neighbourhood of Deadmans River be taken into consideration."

Seconded by T. J. Skinner. Carried nem. con. and a copy of the Petition ordered to be sent to his Excellency the Governor.

Mr. Barr having resigned his Office of Clerk of the House, after having performed his duties in the most exemplary manner, T. J. Skinner proposed the following resolution: "That the thanks of this House be given to Mr. Robert Barr for the exemplary manner in which he has performed the duties of Clerk of the House of Assembly of Vancouvers Island."

Seconded by J. D. Pemberton.

Carried nem. con.

A copy of the above to be sent.

The Speaker then laid upon the table a number of letters containing applications for the vacant Office of "Clerk of the House."

Mr. Secretary Golledge brought a message from his Excellency the Governor of which the following is a copy "of certain amendments to the Bill for granting certain sums of money for the use of the House of Assembly &c.

1st Amendment That the words "Attending the conduction of the business" in the preamble be omitted.

2nd Amendment. That the following words in the 8th clause, viz. "Licenses of July 16th 1856" be expunged, and the following inserted vizt. 'That the above items be paid out of the revenue derived from the duty charged on Licensed Houses'."

J. D. Pemberton moved that the amendments be agreed to.

Seconded by J. W. McKay.

T. J. Skinner opposed the reception of the amendments & proposed the following resolution.

“That in the opinion of this House, the funds derived from the Licenses, granted in July 1856 are under its controul; and that the 8th clause of the bill remain unamended.”

Seconded by J. Yates.

The question being put, the following was the result,

<i>Ayes</i>	<i>Noes</i>
Yates	McKay
Skinner	Pemberton.
Kennedy	

Mr. Skinners amendment was therefore carried.

Upon the motion of Mr. Pemberton the House adjourned till this day fortnight, April 21st.

J. S. Helmcken
Speaker

Tuesday, the 21st day of April, 1857

The House assembled this morning.

Members present: The Speaker, Messrs. T. J. Skinner, J. W. McKay, J. D. Pemberton, Kennedy.

A communication was received from his Excellency the Governor of which the following is a copy.

I have the honor to acknowledge the receipt of your Speakers several communications of the 7th April, with the accompanying Documents.

With those Documents is the Bill providing for the ordinary expenses of the House of Assembly which the House has objected to pass as amended by the Council.

I would observe in reference to that Bill that the duties raised on Licensed Houses for the year 1856 were paid into the General Colonial fund: and expended, with other proceeds of revenue, in the service of the Colony; prior to the convention of the House of Assembly in August last, and for that reason are not at our disposal.

The Council in amending the Bill, by charging the sums thereby granted, to the revenue derivable from the same source in 1857, were influenced solely by the knowledge of that fact, and not from any desire to interfere with the arrangements of the House of Assembly.

I have received the report of the Committee on Postal arrangements and the petition from certain Colonists, praying for the improvements of part of public Roads and for opening new Roads in the District of Victoria.

Feeling the great importance of the objects recommended in those papers, I am of opinion that no time should be lost in providing means for initiating a postal system, securing at once the twofold object of safety and despatch in the transmission & delivery of letters, and also that a provision should be immediately voted by the House for the improvement and opening of public roads.

The Council will cordially cooperate in all measures suggested by the House for the attainment of those objects.

I herewith annex a Scheme of the probable outlay which will be thereby incurred.

Signed,
James Douglas
Governor

 Estimate of Expenditure

Postal Expenses		
Post Master, Salary.	£100	
Post Office, rent &c.	100	
Transmitting Mails	300	
	<hr/>	
	£500	500
Road Expenses		
Improvements of Public Road	200	
Opening Road from Victoria to Mount Douglas	450	
Opening Road from Victoria to Point Gonzalo	250	
	<hr/>	
	£900	900
		<hr/>
		£1400

The above communication having been read, Mr. Skinner moved and Mr. McKay seconded the following resolution.

That on account of the communication from his Excellency the Governor explaining that the money derived from the duties on Licensed Houses had been expended previous to the creation of this House, this House do agree to the Amendments proposed by the Honble. Council that the various items be paid out of the Revenue derived from Licenses of 1857.

Carried Nem. Con.

It was then moved "that the House adjourn until this day fortnight" 10 A. M.

Carried Nem. Con.

J. S. Helmcken
Speaker

 Tuesday, the 5th day of May, 1857

The House met this day.

Present : Messrs. J. W. McKay, J. D. Pemberton, J. Yates, T. Skinner, J. Muir, Kennedy, and The Speaker in the Chair.

Mr. Pemberton asked leave to bring in a Bill "to define the boundaries of the Town of Victoria." 2nd A Bill to Enfranchise the Town of Victoria.

Leave granted, and the Bills ordered to be read a first time tomorrow morning at 10 A. M.

The House then went into Committee to take into consideration the Governors message, relating to Postage and Roads.

Mr. Skinner Chairman.

Mr. McKay moved "that the sum of 1400£, as required by his Excellency the Governor, be voted out of the Trust-fund for the purpose of making and repairing roads, and for a better system of Postal arrangements.

Seconded by Mr. Yates.

Mr. Helmcken, then moved an amendment, viz. that the following address be respectfully sent to his Excellency the Governor.

The House of Assembly to His Excellency the Governor

The House of Assembly respectfully acknowledges the receipt of your Excellency's important communication suggesting "that means should be provided for initiating a Postal system . . . and also that a provision should be immediately voted for the opening and improvement of Public Roads."

The House in replying, does so with the best feeling and the greatest respect towards Your Excellency, and wishes to observe, that there are not at present any funds at its disposal to meet the suggestion relating to the construction of a Postal system, and considers the Colony unable to bear so large an annual expenditure as the one contemplated (500£) the number of letters passing through the Post Office being too small to pay the tenth of the Estimate even supposing a heavy Tax were imposed upon each.

The House therefore cannot adopt your Excellency's suggestion, but at the same time consider & acknowledge, that the Colony is under great obligation to the Honble. Hudsons Bay Co. for the kind and liberal manner in which they have carried, gratuitously, the letters from the American shore to this Island.

With regard to Appropriating 900£ for Roads &c. The House is of opinion that the legitimate funds for such purposes are those derived from sales of land, Royalties &c., but the House having been given to understand that the sums derived from these sources are not under the controul of the Legislature, cannot make any appropriation therefrom, and indeed the Documents already laid before the House, indicate, that such funds have been already exhausted.

The House has also reason to believe, that the Income of this year will not more than balance the Expenditure, and therefore if the appropriation were made, this House would be under the necessity of raising the amount.

But the House is humbly of opinion that it would be unconstitutional to levy Taxes until the Legislature be more complete, and the Towns represented as well as the Districts, and the House further conceives, that before such a step were taken as that of raising Taxes, the entire Revenue ought to be placed under the controul of the Legislature of this Island, to be by them appropriated, as might be deemed most expedient to the welfare of the Colony.

The House agrees, that at the present time Taxation would be injudicious, and that the sum would press too heavily upon each, the number of Colonists being so small.

Upon these grounds the House cannot make the appropriations suggested.

The House can only suggest, that if the roads cannot be made, it would be advisable that their course should be plainly marked, in order to save Settlers about such lines the labour & expense of removing fences when the time arrives that sufficient funds shall be at hand to complete such ways of communication.

The House of Assembly begs to assure your Excellency of every respect and confidence.

Mr. Kennedy seconded the above.

After much discussion Mr. McKay withdrew his motion.

Mr. Pemberton did not agree with either as it left the question in statu quo, but still would give his support.

The Address was then agreed to Nem. Con.

The House then resumed its sitting and Mr. Skinner, Chairman of Committee brought up the Report which was agreed to.

Mr. McKay moved "that requisition be respectfully made to his Excellency the Governor, for an Abstract of the Annual Income and Expenditure of the Colony from its commencement until the end of 1856. Also if possible to

know what sums have been expended in England by the Honble. Hudsons Bay Co., and for what purposes. If the Colony be in debt, to know to whom such debt is owing, or if liquidated to shew how and by whom, and whether any interest is or has been paid or charged upon such sum lent to pay the debt and if so, the rate of interest per annum and the amount already paid."

The Business being completed the House adjourned until to morrow 10. A. M.

J. S. Helmcken
Speaker

Wednesday, the 6th day of May, 1857

The House met this day.

Present: Messrs. Speaker, T. Skinner, J. D. Pemberton, J. W. McKay, Dr. Kennedy, J. Yates.

Mr. Pemberton moved that the Bill to Enfranchise the Town of Victoria be read a first time, and explained that the Act to define the Town of Victoria had been incorporated therewith.

Whereas it is advisable that the interests of all Her Majestys loyal Subjects holding and owning fixed property in Vancouvers Island as hereinafter described shall be represented in the Legislature of the said Island and whereas provision has not yet been made for electing Representatives to Cities Towns &c. as they may arise and Whereas the Town of Victoria does at present contain more House property and more inhabitants than some of the Districts allowed Representatives in the Legislature, and is not represented and Whereas the Legislature of Vancouvers Island has the privilege and power of extending the Franchise as occasion may require

Be it Enacted by and with the consent of the Legislature of Vancouvers Island

1st That the Town of Victoria shall from and after the passing of this Act possess the Privilege of electing Two Members to serve in the House of Assembly of Vancouvers Island.

2nd That the qualification of Members to represent the Constituency of Victoria be the same as required of the Representatives of Districts and subject to the same laws rules & regulations.

3rd That the right to vote for such Member or Members shall rest exclusively with the Loyal subjects of Her Majesty being Males, of mature age and sound intellect, able to read and write, not convicted of any criminal offence, inhabiting and possessing in his own right Freehold property consisting of Houses or Buildings of the value of 50£ (fifty) sterling or upwards in the aforesaid Town of Victoria.

4th That no person be allowed to vote, who has not resided and possessed the required property qualification at least Three Months before the day of such election.

5th That the voting must be done in person and not by proxy and the voter be allowed but one vote for each Member however many Houses or Buildings such voter may possess in his own right.

6th That in the event of the property to be represented belonging to a Company associated together with the object of gain and the majority of whose shareholders are British subjects, the right to vote shall rest exclusively with the principal agent of such Company for the time being, who shall have one vote on behalf of such Company, the qualification of such Company being equal to and subject to the same regulations as that of an individual voter, but if the majority are not British subjects, the Principal Agent shall not have a vote on behalf of such Company.

7th That no salaried Officer of the Executive be allowed to vote.

8th That no Member of Council be allowed to vote.

9th That in all cases the proof of being a British subject shall rest with the person tendering.

10th In case of any dispute as to the qualification shall arise, it shall be settled by three Arbitrators or Assessors, one chosen by the claimant, a second by the Reviser, and the third by the former two, whose decision and judgment or that of the Majority of them delivered upon oath to the Reviser aforesaid of the list of voters, shall be final and binding as to the point at issue.

11th That a fee of Five shillings be payable to each Assessor for each final decision, chargeable against the Revenue if in favour of the proposed voter on the written order and certificate of the Reviser of the Lists of Voters, appointed by the Executive, and chargeable against the proposed voter, if such decision shall be unfavourable, the amount being recoverable in any Court of Law in Vancouvers Island on the certificate of such Reviser.

12 That for the purposes of this Act and for Electoral purposes only the Town of Victoria shall be defined as that portion of the District of Victoria comprised within the circle whose radius is three quarters of a mile and whose centre is Government House.

Mr. Kennedy seconded the above Bill.

Mr. Skinner could not agree with the whole Bill and Gave notice that he intended moving when the Bill went into Committee

That freehold property to the Amount of forty shillings per annum shall be entitled to a vote.

That persons paying a rental of 10£ per annum be allowed to vote.

That "not able to read and write" be expunged.

Mr. McKay intends moving in Committee that the eighth clause be expunged.

The Bill then passed the first time and the second reading ordered for the 13th day of May at 10 A.M., until which time the House adjourned.

J. S. Helmcken
Speaker

Wednesday, the 13th day of May, 1857

House adjourned until Monday on account of unavoidable absence of Mr. Pemberton.

Monday, the 18th day of May, 1857

House met this day.

Present: Messrs. J. W. McKay, J. Yates, J. D. Pemberton, T. J. Skinner, J. Kennedy, and The Speaker.

Mr. Pemberton moved that requisition be respectfully made for copies of Laws passed by the Council and at present in force in the Colony.

Agreed to.

Mr. McKay gave notice that at the next meeting he intended moving for a Select Committee to enquire into the state of Education in Vancouvers Island.

Mr. Pemberton moved That the Bill for the Enfranchisement of Victoria be read a second time.

Read accordingly a second time and agreed to.

Mr. Pemberton gave notice that on the Bill going into Committee he intended moving "That the 7th Clause be expunged".

Notice was also given that in Committee a new Clause would be proposed "That nothing in this act should prevent its being repealed altered or amended."

The Business having been completed the House adjourned until Thursday week 28th ult. at 10 A. M.

J. S. Helmcken
Speaker

Thursday, the 28th day of May, 1857

The House met this day

Present: Messrs. J. W. McKay, J. D. Pemberton, T. Skinner, J. Yates, Kennedy, The Speaker.

T. J. Skinner moved that requisition be respectfully made to his Excellency the Governor for information relating to the progress of the negotiations for a Reciprocity Treaty affecting this Colony.

Agreed to.

Mr. Yates moved That requisition be made with every respect to his Excellency the Governor for information relating to the "Inferior Court of Civil Justice" the constitution of the same, and by whose Authority the said Court has been constituted.

Agreed to.

Secretary Colledge brought in a message from the Governor being an abstract of Income & Expenditure for years 55 & 56. Also a copy of Laws and Orders in Council as moved for by Mr. Yates—neither returns being complete.

Mr. McKay Committee on Education was then appointed viz. J. W. McKay, J. Yates, J. Kennedy.

Mr. Yates moved that the House do now go into Committee.

Agreed to.

Mr. Skinner in the Chair. The subject for the consideration of the Committee being the Bill for the Enfranchisement of Victoria Town.

Mr. Skinner withdrew his notice of motion that 40 shilling freeholders should have a vote.

On the reading of the 3rd clause Mr. Skinner moved that the words "read and write" be expunged.

After discussion the House divided

<i>Ayes</i>	<i>Noes</i>
J. Yates	J. S. Helmcken
J. Kennedy	J. D. Pemberton
J. Skinner	J. W. McKay.

The votes being equal the Chair voted with the Ayes, and therefore the words ordered to be expunged.

In the same clause T. Skinner moved "That after the 50£ freeholders the following words be added 'and with similar persons, who shall have occupied such House property for 12 months previous to exercising the said right at a rental of 10£ sterling per annum, for the entire building so occupied'."

Agreed to without division.

Clause 7 being read Mr. Pemberton moved that the same be expunged.

J. Kennedy seconded the motion.

After some discussion the House divided

<i>Ayes</i>	<i>Noes</i>
J. D. Pemberton	J. S. Helmcken
J. Kennedy	J. Yates
J. W. McKay	T. J. Skinner (2).

The numbers being equal the Chairman gave the Casting vote with the Noes, and the Clause [was] therefore retained unaltered.

Clause 8 being proposed Mr. McKay moved that the same be expunged.

Dr. Kennedy seconded the same.

After warm discussion relating to Privilege &c. the House divided.

<i>Ayes</i>	<i>Noes</i>
J. W. McKay	J. Yates
J. D. Pemberton	J. S. Helmcken
J. Kennedy	T. J. Skinner (2).

The votes being equal the Chairman gave the Casting vote with the Noes, and therefore the Clause was retained unaltered.

J. S. Helmcken moved that the following clause be added "That the provisions of this Act shall remain and be enforced until revoked or altered by the Legislature."

Seconded by J. D. Pemberton.

Agreed to Unanimously and ordered to be placed as the final clause viz. 13.

The Committee having finished the House resumed its sitting.

The Chairman of Committee then brought up the report, which was agreed to, nem. con., and the Bill ordered to be read a third time on Monday next.

The House then adjourned until Monday June 1st at 10 A. M.

J. S. Helmcken
Speaker

Monday, the 1st day of June, 1857

The House met this day.

Present: Messrs. J. D. Pemberton, J. W. McKay, T. J. Skinner, J. Kennedy, and
The Speaker in the Chair.

Mr. Skinner moved "To know whether any Royalties upon Coal have been received from Nanaimo for the year 1856, and if not, the reason for their being withheld."

Mr. Pemberton then moved the third reading of the Bill for the Enfranchisement of the Town of Victoria.

J. Kennedy seconded the motion.

The Bill was then read a third time, passed and ordered to be sent to the Governor and Council.

The House then adjourned until Thursday week at 10 A. M.

J. S. Helmcken
Speaker

Thursday, the 11th day of June, 1857

The House met this day.

Present: Messrs. J. D. Pemberton, J. W. McKay, J. Yates, T. J. Skinner, J. Kennedy, and Mr. Speaker in the Chair.

Mr. McKay asked leave to bring in a Bill for the Registration of Births Deaths and Marriages. Also for a Bill to define the width of Roads &c.

Leave granted, the Bills to be read a first time at the next meeting.

The returns previously moved for not having been received on account of the absence of the Governor, It was proposed by J. D. Pemberton and seconded by T. J. Skinner "That the House do adjourn until this day fortnight 10 A. M."

Agreed to Nem. Con.

J. S. Helmcken
Speaker

Wednesday, the 25th day of June, 1857

The House assembled this day.

Present: Messrs. Skinner, McKay, Pemberton, Kennedy, and Speaker.

The Speaker laid upon the table the following returns

1. An Act regulating the importation of Spirituous Liquors.
2. An Act prohibiting the Gift or Sale of spirituous Liquors to Indians.

3. An Ordinance establishing regulations for the arrangement of the Colonial Church at Victoria.

4. Copy of a communication from Chief Justice Cameron dated Belmont May 31st 1857.

The following Communications were then read by the Speaker, from his Excellency the Governor being returns upon these several subjects viz. relating to

1. The Inferior Court of Civil Justice.

2. The Non receipt of Royalties upon Coal for the year 1856.

3. The Negotiations with the American Government for a Reciprocity Treaty.

4. Copy of a Communication from Chief Justice Cameron to his Excellency the Governor.

Mr. Skinner moved that on the 9th of July the House resolve itself into Committee to consider the above communications.

Seconded by Mr. Kennedy.

Carried Nem. Con.

The Business of the day was now brought forward.

Mr. McKay brought forward A Bill for the Registration of Births, Deaths and Marriages in Vancouvers Island and its Dependencies. The Bill was then read.

Mr. McKay moved that it be read a first time.

Seconded by Mr. Skinner.

Carried Nem. Con.

The second reading ordered for July 16th.

Mr. McKay then brought forward A Bill to define the Width of Roads.

Seconded by Mr. Kennedy.

Read a first time, but will be opposed by Mr. Pemberton on the second reading.

The Business of the day having been disposed of House adjourned until July 9th 10 A. M.

J. S. Helmcken

Thursday, the 16th day of July, 1857

The House met this day.

Present: Messrs. J. W. McKay, T. J. Skinner, J. D. Pemberton, Kennedy, and The Speaker in the Chair.

Mr. McKay moved that the Bill for the Registrations of Births Deaths & Marriages be read a second time.

Seconded by J. F. Kennedy. Agreed to, and the Bill read a second time accordingly and ordered to go into Committee on July 21st.

Mr. McKay moved the second reading of the Bill to define the Width of Public Roads.

Seconded by J. F. Kennedy.

J. D. Pemberton opposed the Bill and moved that it be read that day six months.

T. J. Skinner seconded the Amendment.

The voices being equal the Speaker voted for the motion, and the Bill passed a second reading accordingly.

The House then went into Committee, pursuant to notice, to consider the communications received from his Excellency the Governor June 25th (for which Communication see Correspondence book.)

T. J. Skinner in the Chair.

The communication relating to the non payment of Royalties upon Coal for the year 1856 having been read Mr. Helmcken moved that the following addresses be agreed to in answer to the same.

The House of Assembly having considered your Excellencys communication of the 8th June, being the returns relating to the non receipt of Royalties upon Coal from Nanaimo for the year 1856, beg humbly to observe

That the form of Indenture to land usually issued, subjects the purchaser to the payment of a Royalty of 2/6 per Ton upon all Coal gotten, whether sold or not, on the first day of January in every year.

It follows therefore that certain Royalties are due for the Coal raised during the year 1856.

The House is well aware and fully appreciate the great efforts made by the Nanaimo Coal Co. towards the improvement of the Colony and much regret the disadvantages under which they at present labour.

The House, without giving an opinion as to whether the "Royalties" be judicious or not, do not know, whether the Hudsons Bay Co. would be willing to surrender, in favour of the Nanaimo Coal Co., their private interest, viz. 10 per Cent upon the Royalties, or not.

The House begs to assure your Excellency of every respect.

Agreed to unanimously.

The Committee next considered the Communication from his Excellency, relative to the progress of the Reciprocity Treaty with the American Government.

Mr. McKay moved that the following address be adopted in answer thereto.

The House of Assembly begs to acknowledge the receipt of your Excellencys communication of June 1st replying to a Requisition for Returns regarding the progress of the Negotiations with the American Government for a Reciprocity Treaty.

This House observes with regret that such Negotiation has been brought to an abrupt termination.

Ever mindful of your Excellencys manifold and earnest endeavours to procure the free interchange of the productions of this Island with the United States by means of a Reciprocity Treaty, this House cordially agreeing to the propriety advantage and honorable fairness of such a Treaty, beg to convey their thanks for such past exertions (as well in this as other matters calculated to promote the interest and welfare of this Colony), but lament that such endeavours (as far as regards the Reciprocity Treaty) have not met with the desired success, occasioned probably by circumstances adverse and foreign to the subject itself.

The House sincerely trust that such disappointment may not deter from a further prosecution of the Scheme, which under happier circumstances may lead to

the completion of a Treaty and thus prevent the levying of import duties, a system cumbrous and filled with manifold disadvantages.

Carried unanimously.

The Committee then dissolved.

Mr. Skinner the Chairman brought up the report which was adopted and ordered to be transmitted to his Excellency.

The House then adjourned.

J. S. Helmcken
Speaker

Tuesday, the 21st day of July, 1857

There not being a sufficient number of Members present the House adjourned until [blank].

Monday, the 3rd day of August, 1857

The House met this day.

Present: Messrs. J. D. Pemberton, T. J. Skinner, J. Yates, J. W. McKay, J. Kennedy, and The Speaker.

The House went into Committee upon the order of the day.

Mr. Skinner in the Chair.

The Bill for the Registration of Births Deaths and Marriages, was then considered and unanimously agreed to without amendment or erasure.

The Bill for defining the width of Public Roads was then brought forward.

Mr. Pemberton moved that the first clause be expunged, as he considered the Bill unnecessary and incomplete.

Mr. Helmcken opposed the motion and considered the Bill very much wanting and would prevent much trouble and litigation in future; moreover [it] would shew every colonist how much the authorities could take from his estate in shape of roads, and thus in some measure prevent the present arbitrary system.

Several members then made observations and the House divided

<i>Ayes</i>	<i>Noes</i>
J. D. Pemberton	J. S. Helmcken
J. Yates	J. W. McKay
J. Kennedy.	

The Bill was therefore considered lost. (But there is a mistake here, as the Chairman did not vote. J. S. H.)

Mr. Skinner brought up the report, the Speaker being in the Chair.

Mr. Skinner wished to know whether the Executive intended taking any steps for the apprehension of the murderers of James Newbird.

The Speaker answered that from a conversation he had had with his Excellency, it appeared that steps would be taken for their apprehensions, but as they resided in Russian Territory some time would be consumed.

The House then adjourned.

J. S. Helmcken
Speaker

Tuesday, the 11th day of August, 1857

Present: Messrs. J. D. Pemberton, J. Yates, J. W. McKay, J. Skinner, and The Speaker.

The Speaker directed the attention of the House to an error which had been committed at last meeting, viz. that the Chairman of Committee had not voted upon the Bill for defining the width of roads.

Mr. Skinner declared that he intended voting in favour of the Bill.

The House after discussion considered it expedient to renew the Committee on Friday next and to take the Bill into consideration; upon the principle that an error having been committed was capable of remedy.

The Speaker informed the House that a Message had been sent from his Excellency the Governor, and read the following.

Government House
5th August /57

To the Speaker and Gentlemen of the House of Assembly

I have received your Speakers communication of 16th July last, transmitting two addresses from the House of the same date, which shall have my best consideration.

I have on the present occasion to call the attention of the House, to the Ordinance of the 29th of March 1853, which authorises the licensing of Inns Public or Beer Houses, and regulates the amount of duty chargeable for general wholesale and retail Licenses, but does not fix the rate of duty chargeable on Houses licensed for the sale of Beer only.

An application for a Beer License, having been made to the Licensing Magistrates, at their late annual meeting by a respectable citizen of Victoria, it was granted accordingly, and in the absence of a legally fixed rate, the sum of 20£ was charged for the said License.

I have now to recommend to the House that the License Law be remodelled, or a clause added to that Law, fixing the amount of duty to be hereafter charged for Licenses to sell Beer and other Malt Liquors.

Signed James Douglas
Governor

This communication having been read, several Members made observations censuring the assumption of extraordinary powers by the Magistrates, whilst others defended the same on the score of expediency. The House at last agreed to go into Committee on the 14th inst. to consider the steps to be taken relative thereto.

Mr. McKay Moved that the Bill for the Registration of Births Deaths and Marriages be read a third time.

The Bill was then read a third time, and upon the motion that the Bill do pass being put, there was no opposition and the Bill passed accordingly, and ordered to be transmitted to His Excellency the Governor and Council for their consideration.

The House then adjourned until Aug. 14th then to go into Committee as above stated.

J. S. Helmcken
Speaker

Friday, the 14th day of August, 1857

Present: Messrs. J. Yates, J. Kennedy, J. D. Pemberton, T. J. Skinner, and The Speaker.

The Speaker informed the House that there was no business on hand.

The House then went into Committee pursuant to notice.

Mr. Skinner in the Chair.

The subject of the Governors communication was then brought forward by the Chairman reading the communication.

The Members made observations thereon and determined that "the levying of 20£ for beer Licenses without the consent of the Legislature was a breach of Privilege and contrary to constitutional usage, but considered that it had not been done with such intention, but nevertheless considered that notice ought to be taken of the fact. The House also considered it inexpedient to legalize ex post facto¹ the Act as being a dangerous precedent.

The House therefore embossed the following resolution brought forward by Mr. Pemberton at the instance of the Committee Seconded by J. S. Helmcken.

To His Excellency, James Douglas, Governor Vancouvers Island

The House of Assembly in Committee have the honor to acknowledge the receipt of your Excellencys communication of the 5th August 1857 suggesting their consideration of the Ordinance of the 29th March 1853 with a view to remodelling the same, and beg to say the subject shall receive their closest attention at a future period.

The House is further of opinion that the sense of the House should have been taken previously to fixing the 20£ rate, which they would respectfully suggest was a breach of their privilege.

The above resolution was then unanimously agreed to.

A conversation then took place upon the subject of the amount of the Licenses and the general opinion appeared to be that the rates were too high, but no conclusion on this subject was come to, the conversation being with the

¹ In the original the words "an ex post facto" were stricken by the clerk, but the sense of the text suggests that this was in error.

intention of knowing the opinion of Members with the intention of embodying the same in a Bill.

The next Bill brought forward was An Act to define the width of Public Roads.

Mr. Helmcken begged to observe that with the permission of the House he would withdraw the Bill for the present, provided that the House would consent to its reintroduction in another form on a future occasion.

The House agreed to the proposal.

The Business before the Committee having been completed, the Chairman reported progress &c &c.

The Speaker then took the Chair.

Mr. Skinner Chairman of Committee brought up the report which was agreed to.

Upon mutual agreement the House adjourned until September 11th previous to which, however, Mr. Skinner asked leave to bring in a Bill on the subject of Licenses to Inns Beer Houses &c., with a view to fix the rate of the same.

J. S. Helmcken
Speaker

Friday, the 11th day of September, 1857

The House met this day.

Present: Messrs. J. Yates, T. Skinner, J. W. McKay, J. Kennedy, and The Speaker.

Mr. Skinner withdrew his notice of Motion on the subject of the Licensing of Public Houses &c.

There being no other business before the House, the House adjourned until this day fortnight.

J. S. Helmcken
Speaker

Friday, the 25th day of September, 1857

No business.

On the motion of Mr. Pemberton [the House] adjourned until this day four weeks.

J. S. Helmcken
Speaker

Friday, the 23rd day of October, 1857

No Business.

Present: Messrs. Skinner, Kennedy, Yates, McKay, and The Speaker in the Chair.

On the motion of Mr. McKay the House adjourned until this day two weeks.

J. S. Helmcken
Speaker

Friday, the 6th day of November, 1857

No Business.

Adjourned until 20th Nov.

Friday, the 20th day of November, 1857

No Business.

Adjourned until December 4th at 11 oClock A. M.

J. S. Helmcken
Speaker

Friday, the 4th day of December, 1857

The House met this day.

Present: Messrs. J. Yates, J. W. McKay, J. Kennedy, J. Pemberton, and The Speaker in the Chair.

Mr. McKay brought up the report of the Committee appointed to Enquire into the state of the Public Schools.

The report was then read and ordered to be laid upon the table.

Mr. McKay then gave notice That the House go into Committee at its next meeting for the purpose of considering the propriety of removing the Victoria School to a position nearer the Town of Victoria.

The House was then adjourned by motion to Decbr. 11th at 10½ A.M.

J. S. Helmcken
Speaker

Friday, the 11th day of December, 1857

The House met this day.

Present: Messrs. J. W. McKay, J. Yates, J. Kennedy, J. D. Pemberton, T. J. Skinner, and The Speaker in the Chair.

J. Yates moved "For information respecting the Bill to extend the Franchise to the Town of Victoria; also concerning the Bill for the Registration of Births Deaths and Marriages."

J. Kennedy seconded the motion.

Agreed to Nem. Con.

J. Kennedy Moved "that a copy of the Colonial accounts for the year 1857 be laid before the House as early as convenient."

T. J. Skinner seconded the motion.

Agreed to Nem. Con.

The House then went into Committee, there being no objection thereto.

Mr. Skinner Chairman.

Mr. McKay then moved "that the House consider the propriety of removing the Schools to a position nearer the Town of Victoria."

J. Yates seconded the motion.

After discussion it was agreed to unanimously.

J. D. Pemberton moved the next resolution "That the School House at Craig Flower being in a very delapidated condition, be thoroughly repaired before being taken off the Contractors hands."

J. W. McKay Seconded the motion.

It was also moved that Information be requested "whether any land be legally attached to the District Schools or not, and if any, what extent of Land is attached to each School."

The Report of the Committee on Schools was ordered to be transmitted to his Excellency the Governor, & Council with the request that he would direct his attention to the subjects mentioned therein.

On Motion the House adjourned until next Tuesday a week Decbr. 22nd.

J. S. Helmcken
Speaker

Tuesday, the 22nd day of December, 1857

The House met this day.

Present: Messrs. T. J. Skinner, J. W. McKay, J. D. Pemberton, J. Kennedy, and The Speaker in the Chair.

Mr. Secretary Golledge brought in a communication from his Excellency the Governor, which was opened and read, relating to

1st "The Bill for the Enfranchisement of Victoria."

2nd The Bill for the Registration of Births Deaths and Marriages which Bills are to be laid before the Council as also

3rd Certain Resolutions regarding the Licensing of Public and Beer Houses.

4th A communication relating to Schools, and a Notice regarding the Fees authorized to be taken by Teachers.

5th An Account of the Expenditure for the year ending Octbr. 31st 1857.

For all these communications see Correspondence Book Decbr. 19th.

Mr. Skinner proposed a vote of thanks to his Excellency the Governor for his communication.

Carried Nem. Con.

The House then adjourned until the second Thursday in January.

J. S. Helmcken
Speaker

Thursday, the 14th day of January, 1858

The House met this day.

Present: Messrs. J. W. McKay, J. Kennedy, T. J. Skinner, J. D. Pemberton, and
The Speaker in the Chair.

No business.

Adjourned for a Month.

Sunday, the 14th day of February, 1858

No House.

Sunday, the 14th day of March, 1858

No House.

Thursday, the 8th day of April, 1858

The House met this day.

Present: Messrs. T. J. Skinner, J. Yates, J. W. McKay, J. Kennedy, and The Speaker in the Chair.

Mr. McKay moved that the House go into Committee at its next meeting "To consider whether any alteration is required in the laws relating to the Licensing of Houses for the sale of Spirits, Beer &c.

Agreed to.

The House then adjourned until Monday.

J. S. Helmcken
Speaker

Monday, the 11th [12th] day of April, 1858

The House met this day.

Present: Messrs. J. W. McKay, J. Kennedy, T. J. Skinner, J. Yates, and The Speaker.

His Excellency the Governor's message of the 5th August 1857 was then read. After which the House went into Committee to consider Mr. McKays notice.

The Committee after due consideration of the subject adopted the following resolutions without division.

That no alteration is at present necessary in the law relating to the granting of Licenses for the sale of Spirituous Liquors.

That 50£ shall be paid for a License to sell Beer only.

That this Law be limited to one year from its passing.

The House then adjourned until Monday [Thursday] next April 15th.

J. S. Helmcken
Speaker

Thursday, the 15th day of April, 1858

The House met this day.

Present: Messrs. J. W. McKay, T. J. Skinner, J. Yates, J. Kennedy, and The Speaker.

The Bill to amend the Law relating to the licensing of Inns Public and Beer Houses was read a first time, and is as follows,

An Act to amend the Law relating to the licensing of Inns public and Beer Houses.

Whereas by an Ordinance published March 21st 1853, provision was made for the licensing Houses for the sale of Spirituous Liquors and whereas no provision

was at that time made for licensing Houses for the sale of Beer and other Malt Liquors Cyder and Perry

Be it enacted That the sum payable for a Beer license shall be 50£ sterling per annum.

2nd That such license shall permit the sale of Ale Beer Porter or other Malt Liquors as well as Cyder and Perry.

3rd That the Law relating to Licensed Houses shall terminate at the expiration of one year from the passing of this Act.

The bill was then read a first time and Agreed to Nem. Con.

The second reading ordered for April 19th 1858.

The House then adjourned.

J. S. Helmcken
Speaker

Monday, the 19th day of April, 1858

The House met this day.

Present: Messrs. T. J. Skinner, J. Kennedy, J. W. McKay, J. Yates, and The Speaker.

The Bill to amend the Law relating to the Licensing of Inns Public and Beer Houses was then brought forward and the Second Reading agreed to Nem. Con.

The House then adjourned to April 22nd.

Thursday, the 22nd day of April, 1858

No House.

Thursday, the 29th day of April, 1858

The House met this day.

Present: Messrs. J. W. McKay, J. D. Pemberton, J. Yates, T. J. Skinner, and The Speaker.

On Motion of J. W. McKay the Bill to Amend the "Law relating to the licensing of Inns Public and Beer Houses" Was read a third time.

After discussion the Third Reading was agreed to Nem. Con.

Ordered to be forwarded to his Excellency the Governor and Council.

House adjourned until this day fortnight.

J. S. Helmcken
Speaker

Wednesday, the 12th day of May, 1858

Present: Messrs. J. Yates, J. D. Pemberton, J. W. McKay, Kennedy, and The Speaker.

Mr. Pemberton gave notice of intention to bring in a bill on the subject of Castration of Cattle roaming the plains.

Mr. McKay asked leave to bring in a Bill to impose a duty of 5 per Cent upon all goods imported into Vancouvers Island. Leave granted.

The House to go into Committee at next meeting.

House adjourned for a week.

J. S. Helmcken
Speaker

Wednesday, the 19th day of May, 1858

The House met this day.

Present: J. D. Pemberton, J. W. McKay, Kennedy, T. J. Skinner, J. Yates, and Speaker in the Chair.

Mr. Pemberton withdrew his Bill upon the subject of the Castration of Cattle, owing to the numerous difficulties besetting the subject, but would bring it forward on a future occasion.

Mr. McKay hoped the House would grant him a longer period to prepare the Bill for levying an import duty of 5 per. Cent on all goods imported into Vancouvers Island.

Leave granted.

The House then adjourned until the second Thursday in June, to meet at 11 A. M.

J. S. Helmcken
Speaker

Thursday, the 10th day of June, 1858

The House met this day.

Present: Messrs. J. W. McKay, J. D. Pemberton, T. J. Skinner, J. Yates, J. Kennedy, and The Speaker.

Mr. J. D. Pemberton presented a petition signed by upward of 80 Colonists against the proposed import duty of 5 per. cent.

Permission was granted to read the Petition which was done accordingly.

Mr. Yates gave notice that at next Meeting "I intend putting a question to the Surveyor General to know by what right and Authority the services of the colonial surveying department are employed in laying out and disposing of

the private property of the Hudsons Bay and Puget Sound Cos.; and also whether these companys pay for the time and expenses occurred in doing so.”

Mr. Yates also gave notice that at next meeting the House go into Committee to consider the subject of petitioning the Home Government to attach Frazers River and the surrounding Country to Vancouvers Island and to remove the same from the dominion of the Hudsons Bay Compy.

The House then went into Committee upon Mr. McKays motion to levy a duty of 5 pr. cent upon all goods imported into Vancouvers Island; but allowing a drawback for all goods reexported. Mr. McKay considered a revenue necessary and that this was the easiest way of raising one: being a Tax upon Merchants who up to the present have not paid any Taxes at all, whilst the Land owners have paid 18 shillings upon every acre of Land they purchase.

Mr. Pemberton seconded the motion; not that he intended supporting the same but merely to give it discussion.

Mr. Yates rose to oppose the motion and to move that the Bill be read this day six months.

Mr. Helmcken seconded the amendment and shewed that the question had been already considered and that the House had already come to the decision

1st That before Taxes were raised the Representation should be more perfect the Towns being represented as well as the Districts.

2nd That before Taxes were raised the whole revenue of the Island should be placed under the Colonial Legislature.

He meant to adhere to these decisions and not to tax people who were not represented; moreover no reason had been assigned for the Tax.

Mr. Pemberton altho he seconded the motion did not mean to support it, because he considered it illegal and injudicious to levy duties upon British Manufactures.

After some further discussion in which it was complained that the Bill already passed by the House for the Enfranchisement of Victoria had not been taken any notice of, the House divided

<i>For the Motion</i>	<i>For the Amendment</i>
J. W. McKay.	J. Yates
	J. W. Skinner
	J. Kennedy
	J. S. Helmcken
	J. D. Pemberton.

The Motion of course lost.

The Chairman reported progress and the House adjourned until Tuesday next 11 A. M.

J. S. Helmcken
Speaker

Wednesday, the 16th day of June, 1858

The House met this day.

Members present: Messrs. J. W. McKay, T. J. Skinner, J. Yates, J. D. Pemberton, J. Kennedy, and The Speaker.

Mr. Yates rose and asked the questions of which he had given previous notice.

Mr. Pemberton did not consider himself bound to give any answer and thought the House arrogated to themselves powers they did not possess—He was not under the jurisdiction of that house—the House did not vote his salary—in fact he was engaged to the Hudsons Bay Co. and to them alone was he answerable for any official act: if he had been called upon by the Governor and Council as well as the Assembly he would have taken a different course—but constituted as this House was he at all events would not serve them supposing he was under their jurisdiction.

Mr. Yates considered the answer an insult to the House generally: and would take other steps to ensure his end.

The subject was then dropped.

Mr. Skinner rose to move

That an address be presented to his Excellency the Governor humbly praying a Conference with his Excellency the Governor upon the following subjects

1st The rights and privileges of the Hudsons Bay Co. as far as relates to the exclusive Navigation of Frazers River.

2nd Whether the Executive have assumed any Authority over that River.

3rd By whose Authority the sufferances to navigate Frasers River are granted; and by what right the Hudsons Bay Cos. goods only are allowed to be carried up.

4th What intentions of his Excellency the Governor and Council may be with regard to the future Government of the district around Frasers River.

5th The House begs to assure Your Excellency that the Conference is requested solely with the intention of promoting the interest of this Colony.

The House will meet again on Thursday at 11 A. M. and trust to receive an answer naming the time and place for holding the Conference and convenient to Your Excellency.

Mr. Yates seconded the motion.

Mr. McKay opposed the motion upon the grounds that we had no right to ask a Conference: that in fact we were interfering where we were not concerned and stultifying ourselves.

Mr. Pemberton seconded the opposition and considered that notice ought to have been given previous to bringing on the subject.

Mr. Skinner could only draw the attention of the House to the importance and urgency of the subject as an excuse for the present mode of proceeding.

After some further unimportant discussion the House divided

<i>For the Address</i>	<i>Against it</i>
J. Yates	J. W. McKay
T. J. Skinner	J. D. Pemberton
J. Kennedy	

Address carried.

Mr. Yates asked leave to postpone his motion for a petition to the British Government to annex the country about Frazers River to this Colony, for a week, as the Conference might afford information most important to the subject.

Leave granted.

The House then adjourned until June 18th at 11 A. M.

J. S. Helmcken
Speaker

Friday, the 18th day of June, 1858

The House met this day.

Present: Messrs. T. J. Skinner, J. Yates, J. D. Pemberton, J. W. McKay, and The Speaker.

A Message was brought from his Excellency the Governor of which the following is a copy.²

The Message having been read the House consented to meet at the time and place appointed, and the Speaker was deputed on the part of the House to conduct the Conference: and also to convey the thanks of the House to his Excellency for the courtesy shewn.

At 3 oClock P. M. the Members mentioned as having been present at the House assembled at Government House and there met his Excellency the Governor, John Work and Roderick Finlayson, Councillors.

His Excellency commenced by stating that any information he possessed would be cordially given; but that which was in process of negotiation he could not inform the House excepting in confidence and that this part must by no means be made public.

1st With regard to rights of the Hudson Bay Co.—

These rights were granted to them by license.

The Speaker suggested that this License referred to trade with Indians only; and not to white men, but his Excellency suggested that there were no white men at that time in the country; but further he had received advices from the Home Government which left no doubt that the Hudsons Bay Co. did possess the exclusive right of navigation and trade.

² The communication from Governor Douglas dated 16 June 1858 inviting the House to confer with him was omitted from the original.

2nd As to whether the Executive had assumed any Authority over that River—He had not assumed any power, but he being the representative of the Crown had stepped in to preserve Law and order as in duty bound, and had made regulations enforcing the navigation Laws of Great Britain. He had allowed persons to go up and granted them a License to mine. He had appointed Custom House Officers. He had appointed justices of the peace; and he had called upon H.M.S. Satellite to aid and assist in the prevention of the violation of the Navigation Laws.

The Speaker wished to know whether having taken or undertaken the Government of Frasers River, this in itself did not abrogate the right of the Company to exclusive navigation, but his Excellency replied that it was entirely out of his power to abrogate any of the rights or privileges of the H. B. Co.; in fact as far as he had gone he had received the sanction of the Hudsons Bay Cos. officers out here: moreover that the British Government regarded treaties as sacred and binding in all cases.

3rd As regards the point by whose Authority the "Sufferances" to Frazers River are granted; his Excellency replied "by the power vested in him as representative of the Crown and also by consent of Hudsons Bay Cos. agents; and as regards the point as to what right the Hudsons Bay Cos. property only is allowed to be carried up; he must reply that the Company as already said having the exclusive right to the trade and navigation, necessarily excludes any others property being taken up except by permission.

The Speaker suggested that the miners having been *allowed* to go up and as the Government had more or less taken controul of the River, it would almost be supposed [to] follow that these people had a right to be supplied with provisions exclusive of the Cos. monopoly, and therefore that British vessels had the right to proceed there (having cleared here of course) for that purpose, that is to say to supply their natural wants.

But his Excellency replied that he must say again he had no [authority] to diminish or lessen the Cos. rights and privileges.

The Speaker suggested that the H. B. Co. had not the means of supplying the large number of persons that would be at the Mines within a short time; and that it appeared probable that starvation or matters equally serious would probably happen; it would therefore be considered [to] be proper to allow vessels to trade provisions.

His Excellency replied that all these matters had received very serious and severe deliberation and already permission had been granted to two American Steamers to carry passengers and provisions under certain restrictions; and in allowing this he had been compelled by necessity, and that necessity had also compelled him to act more or less illegally but not unjustly; if necessity should compel of course permits would be granted to other vessels for like purposes and that everything possible would be done to avoid the dangers of starvation.

The Speaker suggested also that Merchants in England seeing the restrictions put upon trade would be very unlikely to send out ships with supplies and Emigrants or passengers, thus committing a double injury first to our country and secondly to our Colony; and also it was to be feared that Merchants would

suppose that as the Hudsons Bay Co. could be the only or at least the only great purchasers they would be more or less at the mercy of this Co. who would only give whatever price they pleased; that is to say the ships could not have any other market to take their supplies to.

But his Excellency replied that far from having the effect the Speaker so much feared it would have exactly the contrary; and that he thought it offered greater inducements to British Merchants than an open trade would do. And as regards the price of articles that depended entirely upon supply and demand, and he was quite sure and the House must also know, that the Hudsons Bay Co. were upright and honorable and not likely to stoop to unfair dealing.

- 4th As regards the fourth clause relating to the future government of Frazers River, he must apprise the deputation that as this was a matter at present under negotiation, he could not make it known, but in confidence and that the House might know the general outline of his policy he would read Extracts from his last Despatches to the Home Government.

The Speaker wished to enquire whether the Hudsons Bay Co. having the exclusive right to trade could transfer any part of their right to others; that is to say whether they could grant sufferances to other vessels to trade.

The Governor suggested that the Company did not transfer their rights; in fact that the regulations and stipulations did not interfere with their rights; and that the House must recollect: that it was the conjoint act of the Governor and the Governor as part of the H. B. Co.

His Excellency remarked that he had been actuated by motives; in the first place to do every justice to the Hudsons Bay Co. and secondly to promote by every legitimate means the welfare and prosperity of the colony. He would be always willing to give the House every information and was pleased that this conference had been asked.

The Speaker replied that the Conference had been asked 1st for the sake of information; it being the Misfortune of the House of Assembly not to possess any Government Member; that is to say any one to supply information upon the acts and intentions of the Governor and Council, and secondly that the information afforded verbally would save his Excellency an immense amount of trouble in writing which it was also intended to obviate as the House was well aware that his Excellency was at the present time very much harrassed and they did not wish to add unnecessarily to his trouble; but as the House had a duty to perform, viz. to endeavour to promote the interest and welfare of their constituents or rather of the Colony; they had chosen to ask information previous to pledging themselves on the subject. He in the name of the House begged to thank his Excellency for the courtesy shewn, and did not think that any great difference of opinion existed (now that all had been explained) between those entertained by the House and his Excellency.

The Deputation then withdrew.

J. S. Helmcken
Speaker

Friday, the 25th day of June, 1858

No House.

Mr. Yates' motion relating to a Petition to the Home Government to attach Frasers River to this Colony falls to the ground.

Saturday, the 3rd day of July, 1858

The House called together at the request of his Excellency the Governor.
Present: Messrs. T. J. Skinner, J. W. McKay, J. D. Pemberton, J. Yates, and The Speaker.

The Speaker read a petition received from the Governor and signed by Messrs. Peck, Anderson, Young and Pearse offering to form a Company for supplying the Town of Victoria with water at one Cent the gallon, provided that the Monopoly of supplying the Town of Victoria with water were granted to them for the Term of Fifty Years, at the expiration of which period all the property of the said Co. should fall to and be vested in the Corporation of the said Town of Victoria.

After some discussion thereon in which the urgency of the case was allowed and the necessity for a supply of water admitted by all Mr. Pemberton (Victoria) proposed the following Resolution.

That this House is of opinion that an exact and definite Scheme should have been proposed with correct Plans and Estimates shewing its feasibility and probable profits. The Water Company should also state all particulars as to its formation the Number and Amount of Shares and Stockholders and the amount of Capital that would be lodged previous to obtaining any grant of Monopoly from this House.

Mr. Yates (Victoria) then asked leave to bring in a Bill upon the subject of the Registration of Real Estate.

Leave granted. The first reading to be taken on Thursday next.

The Speaker next informed the House of his intention to ask permission of Honble. Members to retire from his present position and hoped that the Honble. Members would elect another to fill the Chair.

J. S. Helmcken
Speaker

Friday, the 9th day of July, 1858

The House met this day.

Present: Messrs. J. D. Pemberton, J. Yates, J. Kennedy, J. W. McKay, T. J. Skinner, and The Speaker.

A Petition was presented from Messrs. Anderson and Pearse remarking upon the subject of the Resolution of the House of the 3rd Inst. intending to shew the

impossibility of forming a company excepting the House should first grant them the privilege prayed for in their petition.

Mr. Pemberton moved "That this House cannot reenter upon the Question excepting the Resolution of the House be complied with."

He remarked that in all cases of Companys being formed, plans and calculations were made shewing the feasibility of the Enterprise. He also considered that the House could not enter upon such subjects without having accurate data upon which to found an opinion. The object of Governments in such cases being to prevent ill informed persons sustaining severe losses by fraudulent or frivolous schemes. Moreover he did not consider it becoming the dignity of the House to pledge themselves upon any private question. He was also well aware that preliminary expenses were incurred but such expenses could not be avoided and were part of the Scheme. He felt quite sure that the House would lend their assistance to any Scheme which would tend to advance the prosperity and comfort of the Colony.

T. J. Skinner seconded the Resolution, which was unanimously agreed to.

Mr. McKay asked leave to postpone the first reading of the Bill on the subject of the Registration of Real Estate for ten days.

Leave granted.

The Speaker then brought forward the request of which he had given notice viz. to Allow him to resign the Office of Speaker.

Mr. Pemberton hoped Mr. Speaker would reconsider the matter. He was only speaking the sentiments of the House in saying that every Member would regret to lose the services of one who had become invaluable.

Mr. Skinner coincided with the views of the Honble. Member for Victoria and hoped that Mr. Speaker would reconsider the question but if Mr. Speaker persisted in his wish to retire he would propose that his Excellency the Governor be requested to dissolve the House.

Mr. Yates would support the Honble. Member for Esquimalt but would beg Mr. Speaker to retain the Chair sometime longer as it must be well known that as soon as the Government of the Island was changed the House would be dissolved.

The Speaker expected fully to be allowed to resign but as the Question had now become so complicated, that is to say that if he resigned the House would petition to be dissolved, he must consent to act for a time longer, because he did not consider the present excited period a fit time for a general election, altho he considered a new Election advisable.

The House then adjourned for ten days.

J. S. Helmcken
Speaker

Monday, the 19th day of July, 1858

Present: Messrs. J. Yates, J. D. Pemberton, J. W. McKay, J. Kennedy, and The Speaker.

A petition was presented from Messrs. Young Anderson and Pearse.

Ordered to be taken into consideration on Tuesday next.

Mr. McKay begged leave to postpone his Motion for two weeks.

Leave granted.

House adjourned until Tuesday next July 27th.

J. S. Helmcken
Speaker

Tuesday, the 27th day of July, 1858

House met this day.

Present: Messrs. J. D. Pemberton, J. W. McKay, J. Kennedy, T. J. Skinner, J. Yates, and The Speaker.

The Speaker begged to call the attention of the House to the great need at present existing of some place to provide for the destitute sick of whom several existed.

Also to call the attention of the House to the subject of the Funds still remaining unappropriated from the License fund of last year, and also hoped the House would move for returns of the amount derived this year from the same source, with a view to the House going into Committee to vote supplies for the ensuing or rather present year.

A Petition was presented by Mr. Skinner from Henry Toomy for self and associates upon the subject of obtaining the Privilege of supplying the Town of Victoria with Gas.

Petition ordered to be taken into consideration on Tuesday next and Mr. Toomy requested to be present upon the House going into Committee.

Mr. Skinner then brought forward the following resolution "That an humble request be presented to his Excellency the Governor that he will cause the Springs and Land adjacent to the old well which formerly supplied the Town of Victoria with water to be reserved for the uses of the Public and on no account to be sold at present to any private individual or joint stock Company."

Agreed to unanimously after having been seconded by Mr. Yates.

The House then went into Committee upon the subject of the Petition of Messrs. Anderson, Young and Pearse concerning the water company.

After the Petition had been read and the Question discussed Mr. Pemberton moved "That the Committee are of opinion that the Resolution of the House of July 3rd had in no way been complied with by the Petitioners Messrs. Anderson Young and Pearse, but would recommend the House to grant a

Monopoly for a term of ten years to a Joint Stock Co. proving itself the best qualified to supply the Town of Victoria with water in the most economical and satisfactory manner and at the earliest period."

Mr. McKay seconded the Resolution which was subsequently agreed to Nem. Con.

The House then resumed its sitting. Mr. Skinner brought up the Report of the Committee which being agreed to.

A desultory conversation took place upon the subject of the dangerous condition of the Bridges and obstruction to the pathways at present. Mr. Pemberton undertook to lay the whole matter before the Executive not that he had any authority but because he had hitherto undertaken that Department and had formerly caused a notice to be published prohibiting galloping over the Bridges which he foresaw would lead to the evil now complained of.

The House then adjourned until Tuesday next to meet at 11 A. M.

J. S. Helmcken
Speaker

Tuesday, the 3rd day of August, 1858

The House met this day.

Present: Messrs. J. W. McKay, J. Yates, J. Kennedy, T. J. Skinner, and The Speaker.

Mr. Yates moved—That a Committee be appointed to enquire into the state and discipline of the public Prison and to report thereon at the very earliest period.

Mr. Skinner seconded the Motion. The Speaker suggested that notice ought to have been given of the Motion, but if the House had no objection to enter upon the subject they might do so.

The House agreed to the Motion and the following Members appointed to act on the Committee: T. J. Skinner, James Yates, J. Kennedy.

The Committee to deliver report on Thursday next.

Mr. McKay begged to move for Returns of Monies received for the Licenses from Inns Public & Beer Houses, the names of the parties holding such Licenses and for any other funds at the disposal of the House.

Agreed to.

Mr. McKay then brought forward the Bill for the Registration of Deeds &c.

The Bill having been read Mr. Kennedy seconded the Motion—After which the first reading was agreed to & the Bill ordered to be printed.

The second reading to be taken this day fortnight.

The Speaker informed the House that the Committee of the House to enquire into the Petition of Mr. Henry Toomy relating to a Gas Company had been postponed until Thursday at 10 A.M.

J. S. Helmcken
Speaker

Thursday, the 5th day of August, 1858

Present: Messrs. J. W. McKay, J. D. Pemberton, J. Yates, J. Kennedy, and The Speaker.

Mr. Skinner begged leave to ask whether the Colonial School House had been taken for a private Residence and if so by whose Authority.

Mr. Pemberton tried to explain the matter but information to be requested from the Governor.

Mr. Skinner seeing the Honble. Member the Colonial Surveyor in his place begged to be informed whether the Victoria Bridge is capable of being opened or not and if sufficient room existed for the passage of ships.

Mr. Pemberton explained that the Bridge could be opened but that it was difficult and he thought dangerous to the structure. When opened it would only admit small craft for which it had been intended. There might be some Temporary means adopted whereby ships of larger size could be admitted.

Ordered to be considered at next meeting.

Mr. Skinner brought in the Report of the Committee appointed to enquire into the state and discipline of the public Prison and to report thereon.

Ordered to be read and the Recommendations of the Committee to be taken into consideration at next meeting Tuesday next at 11 A. M. and in the meanwhile the report to be sent to his Excellency the Governor.

At the next meeting it was proposed to take into consideration the propriety of erecting a public Hospital.

The House then went into Committee to consider Mr. Toomeys petition with regard to supplying the Town of Victoria with Gas. After much discussion the following resolution was agreed to.

That Your Committee would do all in their power to promote Lighting the Town of Victoria with Gas; But until the Town of Victoria is Represented and Incorporated Your Committee do not think it advisable that any steps should be taken in the matter.

The House then resumed. The Chairman brought up the Report which was agreed to.

The House adjourned until Tuesday next 11 A. M.

J. S. Helmcken
Speaker

Tuesday, the 10th day of August, 1858

The House met this day.

Present: Messrs. J. D. Pemberton, T. J. Skinner, J. W. McKay, J. Kennedy, and The Speaker.

Communication received from his Excellency the Governor relating to

1st Returns of Monies arising from Duties on Public Houses.

2nd Information of Instruction having been given to reserve the Springs and Lands adjacent to the old wells for the use of the Public.

3rd Information regarding the School House, Victoria, being information asked for as per Resolution of the House of August 5th.

4th A Communication relative to the necessity of enlarging the Prison and raising funds for the erection of the same and other matters
For which see Correspondence Book.

Mr. Skinner gave notice that at the second reading of the Bill for the Registration of Deeds, He intended to move

1st That in lieu of 1200£ salary; the Office and Officials should be paid by Fees received from those Registering.

2nd That a Schedule of Fees should be made out.

3rd That securities should be required of the Registrar.

Upon Motion that the House go into Committee Mr. Pemberton moved that the Committee adjourn for a week, in consequence of the indisposition and absence of certain Members whose presence was desirable—particularly since the communication from his Excellency.

Mr. McKay seconded the motion which was agreed to Nem. Con. and the House adjourned until Tuesday next at 11 A.M.

J. S. Helmcken
Speaker

Tuesday, the 17th day of August, 1858

The House met this day at 11 A. M.

Present: Messrs. J. D. Pemberton, J. W. McKay, J. Yates, J. Kennedy, J. Muir, T. J. Skinner, and The Speaker.

Mr. Skinner presented a Petition from Mr. Toomey upon the subject of a Gas Company.

Ordered to be laid upon the table.

Mr. Yates Moved for Returns of the number of vessels entered at the Custom House since March 1st 1858 and the amount of Dues collected from the same. The number of Officers engaged in the Customs Department with their Salaries and whether they are British subjects or not.

Also for a copy of the Customs Regulations as passed by the Governor and Council, and to what purpose the Dues are appropriated.

Agreed to.

Mr. McKay Moved the second reading of the Bill for establishing a Registry of Deeds.

Mr. Skinner moved that in lieu of 1200£ a year salary the Office and Officials should be paid by the Fees received from those registering.

2nd That a Schedule of Fees should be made out.

3rd That securities should be given by the Registrar.

After some discussion Mr. McKay consented to No. 2 and 3 and it was agreed that No. 1 should be considered when the House went into Committee upon the Bill.

The Bill was then read a second time and ordered to go into Committee August 24th at 11 A. M.

The House then resolved itself into Committee as agreed upon to consider the communications received from his Excellency August 10th Mr. Skinner, Chairman.

The communication of his Excellency relating to the Prison at Victoria and Hospital was first brought forward and after discussion the following Address Agreed to Nem. Con.

The House begs to acknowledge the receipt of your Excellencys communication of August 9th relating to the Public Gaol and incident upon the report transmitted to your Excellency.

The House of Assembly in answer to that communication adopt the recommendations of the Committee appointed to enquire into the state and discipline of the Public Gaol, a copy of which is herewith transmitted, and furthermore think it advisable that a portion of the new addition to the Prison should be so planned as to serve the place of an Hospital for sick prisoners and that the building should be made chiefly for the purpose of keeping the nonconvicted from the convicted.

The House considers that the expense of such a building need not exceed the sum of 500£ and the mode of defraying the same will be considered in Committee of Ways and Means.

With respect to the erection of a Public Hospital, the House does not consider that such an Institution should be supported by the Colonial Government, but think that such benevolent objects should be left to the good feeling and charity of the Public, but at the same time the House agrees that when such an Institution is properly projected and in process of being carried out, the Government should lend assistance to the Scheme and promote the same in every constitutional way always premising that the Medical and Surgical staff of such Hospital should be composed of British subjects possessing a proper Diploma.

The preceding address proposed by J. Yates and seconded by J. D. Pemberton and agreed to unanimously.

The second Communication brought forward was that relating to the Victoria School House.

The House begs to acknowledge the receipt of your Excellencys communication of August 9th relating to the Victoria School House being information asked for as per Resolution August 5th.

The House with every respect would observe that by a Resolution of the House of Decbr. 11th 1857 and transmitted to your Excellency, the removal of the School House was recommended, but the House not having received any answer to that Recommendation supposed that such Resolution was not deemed advisable by the Executive particularly as 10 acres of Land surrounding the same were secured to the School after the recommendation of removal was made.

In consequence of the discovery of Gold in considerable quantities about Frazers River, Victoria from being a small village of a few acres in content, has now increased (judging from the quantity of Land sold) to three or four Miles in circumference and likely to become a place of importance and the Victoria School House instead of being a Mile away from the Town is actually at present upon the very border of it.

It is also to be observed that the said School House belongs to the District of Victoria and paid for out of the Funds derived from the Sales of Land &c. and being situated in the District of Victoria may be now considered as properly placed, particularly as the Town of Victoria when incorporated or properly organized will require a School for its own inhabitants and payable out of its own Funds.

With respect to the School-House (Victoria) being made over to the Customs Department the House would humbly submit the proceeding to be impolitic and considers it inexpedient unnecessary and unadvisable to supply the Officers of the Customs Department with private Residences as this would be entailing an unjustifiable and superfluous expense upon the colony and which in process of time would become a great evil and burden of some magnitude. Moreover the House considers that Officers of the Customs Department should reside near to where their services are most likely to be required and the School House being at least a Mile from any part of Victoria Harbour the House deems that building under any circumstances unsuited for the purpose.

For these reasons the House would humbly submit

1st That the Victoria District School House be allowed to remain in its present situation and be put into a proper state of repair.

2nd That it is inexpedient unnecessary and unadvisable to supply Officers of the Customs Department with private residences.

The above answer brought forward by J. S. Helmcken and seconded by Mr. Yates.

Mr. Pemberton moved that the words unnecessary and unadvisable be left out, but after discussion the sense of the Committee was against and subsequently the address was agreed to unanimously.

Mr. Kennedy then moved the following Address in answer to the Returns of Money over which the House had controul.

Seconded by Mr. Muir.

The House begs to thank Your Excellency for the Returns of Money over which the House has controul.

The House observes with surprise that no Licenses have been taken out by any one for the District of Nanaimo, altho it is very well known that large quantities of Spirituous Liquors are consumed there.

The House trusts that enquiry will be made into this matter and steps taken to enforce the Law in that District.

The House also observed that no notice has been taken of the balance remaining in hand from the License Fund of last Year.

The House further considers that the Income of the Customs Department is also under the controul of the Legislature, such income being derived in virtue of regulations made by the Colonial Government.

Unanimously agreed to.

Mr. Pemberton then moved the following resolution relating to the Victoria Bridge concerning which he had been asked at last meeting.

The Committee is of opinion that the Colonial Surveyor be empowered to widen the opening in Victoria Bridge, with a construction proper for the purpose and that a sufficient sum be placed at his disposal for that purpose.

This resolution was agreed to upon the understanding that the expenses should not exceed 1000£.

The business of the Committee being now completed, the House resumed its sitting, the report of the Committee was brought up and agreed to.

After which it was moved that the House go into Committee of Ways and means this day fortnight.

Agreed to.

The House then adjourned until Tuesday next at 11 A. M.

J. S. Helmcken
Speaker

Tuesday, the 24th day of August, 1858

The House met this day.

Present: Messrs. J. D. Pemberton, J. W. McKay, J. Yates, T. J. Skinner, and The Speaker.

A Petition was presented from Messrs. Nelson & [Jones] praying for permission to lease the Springs and old well, for the purpose of supplying the Town of Victoria with water.

Also a Petition from Capt. Stamp for permission to form a Company to supply the Town of Victoria with water.

These two petitions also that of Mr. Toomey to be taken into consideration this day week.

A Petition was also brought forward but being written in French was turned back as the House could not receive petitions presented in a Foreign Language.

Mr. Pemberton then wished the House to reconsider the Question of opening the Bridge. Whether it would not be better to build a new one at point Ellis [Ellice].

The Speaker informed the Honble. Member that according to the Rule of the House the same subject could not be twice considered during the same session; excepting permission was obtained by Motion from the House.

Motion made that Reconsideration be granted. Granted Nem. Con.

Mr. Pemberton then moved "That the Resolution of the House of the 16th Inst. to make a swing Bridge in the present Victoria Bridge be reconsidered, with the intent to make a New Bridge at Point Ellis with proper approaches and containing a draw or swing Bridge."

The House agreed to go into Committee upon the subject on Friday next at 11 A. M.

Upon Motion that the House do now go into Committee upon the Bill for Registration of Deeds. Mr. McKay explained that he had not been able to prepare a scale of Fees and begged to withdraw the Bill in order to render it more complete and reintroduce it at a future period.

Leave granted.

The House then adjourned until Friday next at 11 A. M.

J. S. Helmcken
Speaker

Certain communications were also received from his Excellency the Governor which were ordered to be taken into consideration on Tuesday next. See correspondence Book Aug. 24th.

J. S. H.

Friday, the 17th day of September, 1858

House met today, the first time since August 24th.

Present: Messrs. J. W. McKay, T. J. Skinner, J. D. Pemberton, J. Yates, and The Speaker.

Mr. Pemberton presented a petition from certain Restaurant Keepers (French) complaining of their not being allowed to sell wines, (an indispensable commodity) to their customers.

Mr. Pemberton gave notice of leave to bring in a Bill upon the subject, and moved that it be read a first time to day after Committee.

The House then went into Committee upon his Excellencys letters received at last Meeting.

The first brought forward was that relating to Licenses not having been taken out for Nanaimo.

Mr. Skinner (Chairman) thought the message disrespectful to the House; they were not common informers and had done their duty in calling the attention of the Executive to the subject.

Mr. Pemberton considered the letter a very sensible one and to the point; he did not think the Executive was the proper power to prosecute.

After discussion the following address was agreed to.

With every respect the House of Assembly acknowledge your Excellencys communication of Aug. 23rd in answer to theirs of 17th of same month.

The House in replying do so with all deference and beg to thank your Excellency for the suggestion contained in the first paragraph, but find themselves relieved from following the same in consequence of the Nanaimo Coal Co. (these being the only landowners in that District) having taken out a License.

In regard to the second paragraph wherein it is stated "that the House has consequently the means of ascertaining through its own records, what sums were voted for the service of the year and what balance if any remains disposable for the current year." The House begs with all deference to observe that altho an account of the Expenditure for the year 1857 to 58 had been laid before the House, yet the account of the income of the same year had not been received.

The House therefore was under the necessity of taking the trouble to refer to your Excellency for information which doubtless would have been willingly given had your Excellency been aware of the circumstances alluded to above.

The House regrets giving your Excellency so much trouble but beg for an Account of the Income for the year ending October 31st 1857, particularly distinguishing the amount received from the Licenses to Inns Public & Beer Houses.

The next letter was that relating to the Victoria District School House.

Mr. Helmcken brought forward the following after stating that he considered part of the letter an insult to the House.

House of Assembly
Sept. 17th 1858

The House of Assembly in Committee assembled beg to acknowledge your Excellencys communication of August 23rd being an answer to an Address of the House of the 17th Inst. relating to the intended removal of the Victoria District School, and the occupation of the School House by the Customs Department.

The House in replying to the communication of August 23rd do so with the utmost respect and remark that the contract for building the new School House not

having yet been issued from the Office and the designs even unprepared, it would not seem impossible that the wish of the House not to remove the Victoria District School might not be agreed to or complied with and in the hope that such may still be done, the House with all deference would remark That the ten acres of Land attached to the Victoria District School are the peculiar property of that School and cannot be alienated excepting with the consent of the Legislature. The House of Assembly object to the same being alienated as they consider that ultimately this Estate will be of the greatest importance to the Institution in question, and even supposing the School to be removed (which they trust may not be the case) the Estate must still remain the property of the Victoria District School.

With regard to the School House being removed to the Church Lands the House is further of opinion that the same is unadvisable, the School not being in any way connected with the Church, has no right whatever to usurp her land, which ere long she may require for her own peculiar purposes, in fact it would appear unconstitutional to alienate the one or appropriate the other.

The House beg leave also to remark that the Representatives of the District of Victoria to which the School belongs are the exponents of the opinions of the inhabitants of Victoria.

A rather stormy discussion ensued in which members retreated from the former deliberate opinion and ultimately Mr. Pemberton moved the following Amendment.

That this House is of opinion that your Excellencys answer dated August 23rd in relation to Removal of a certain School House is quite satisfactory, and that it is not their province to take active steps in such matters until required to do so by petition or by the voice of the people otherwise expressed.

After considerable merriment at the expense of the author the House divided:

<i>For the amendment</i>	<i>For the Address</i>
J. D. Pemberton	J. S. Helmcken
J. W. McKay	J. Yates
	J. Skinner

The Address consequently carried.

The Governors address with reference to the Public Gaol now Came on and the following answer Thereto brought forward.

House of Assembly
Sept. 17th 1858

The House of Assembly in committee beg to acknowledge Your Excellencys communication of August 23rd relating to the enlargement of the Victoria Prison; wherein reasons are given shewing such recommended enlargement to be both unadvisable and impossible.

The House was not aware of the objection entertained by the Hudsons Bay Co. upon the subject, but such being the case the House presumes a new one will have to be erected, and is moreover of opinion that the proper funds for (that purpose are) defraying the expenses of such Building are those derived from the Sales of Land & over which funds the House as stated by your Excellency has no controul.

The House therefore is relieved from voting any sum of money for the above purpose.

Mr. Pemberton moved that in place of "the House presumes" the words "the House strongly recommends" be substituted.

After much spirited discussion the same was negatived and the Address carried.

Now came forward the subject of the Customs Returns, and the following Address agreed to.

The House of Assembly beg to acknowledge the receipt of certain returns from the Customs Department, but would beg to represent that the Income of the Collector of Customs has been omitted in those returns.

The House would therefore request returns shewing the Income of the Collector of Customs and also a copy of the agreement with the said Collector as referred to in your Excellencys communication of August 23rd. The House would also be glad to know whether those officers engaged at the Custom House are paid by the Government or by the Collector out of his salary.

With reference to the second paragraph, wherein it is stated "that the Governor and council has not framed any Customs Regulations," the House would observe, that altho the Laws relative to shipping are enforced according to the Customs Consolidation Act, still the revenue arising from the same is in virtue of a Tax levied upon ships &c. in the shape of Entrance and clearance. The Amount payable for such entrance and Clearance being regulated entirely by the Colonial Government, and therefore being funds raised within the Colony by the Colonial Government are under the controul of the Legislature.

The House would therefore request that the Funds arising from this source be kept separate and distinct from those over which the House is said to have no controul.

Carried unanimously.

The House then resumed its sitting and Mr. Skinner brought up the Report after which Mr. Pemberton moved the first reading of the following Bill.

Whereas it is expedient that the Law relating to Licensed Houses be extended, be it enacted by the House of Assembly by and with the consent of his Excellency the Governor and Honble. Council.

1st That on and after the passing of this Act it shall be lawful for the Licensing Magistrates to grant Licenses to Houses for the sale of Wines only, and also to grant Licenses to keep Billiard Tables or Bowling Alleys or Skittle Grounds for hire or gain.

2nd That the annual sum to be paid for a License to sell wines only, shall be and is hereby declared to be Twenty Five Pounds.

3rd That the License to keep a Billiard Table or Bowling Alley or Skittle Ground for Hire or gain shall be Ten pounds for each and every one singly, but for each additional Billiard Table, Bowling Alley or Skittle Ground the sum of 5£ shall be paid.

4th Any person infringing this Law, shall be fined for each offence the sum of not less than Five nor more than 10£ or in default of payment, imprisonment for not less than five nor more than twenty days.

Seconded by Mr. McKay. The Bill agreed to for the first reading but serious Amendments to be proposed in Committee.

The Business having been completed the House adjourned until Sept. 21st at 11 A. M.

J. S. Helmcken
Speaker

Sept. 17. Additional and omitted in its proper place. Mr. Pemberton with the consent of the House rescinded the Resolution of August 17th empowering the widening of the opening in the Victoria Bridge, and then postponed the consideration of motion to build a new Bridge at Point Ellice.

Mr. Toomeys petition for the erection of Gas Works rejected in order not to throw any impediments in the way of a new Government.

J. S. Helmcken
Speaker

Tuesday, the 21st day of September, 1858

House of Assembly

Present: Messrs. J. W. McKay, J. D. Pemberton, J. Yates, T. J. Skinner, and The Speaker.

Mr. McKay moved that the House go into Committee at next meeting, to consider the propriety of voting £2000 for Roads in Victoria, and 600£ for improving the Road to Esquimalt Harbour.

Mr. Skinner asked leave to bring in a Bill for the preservation of Game during certain seasons of the year.

Business of the day. Mr. Pemberton moved the second reading of the Bill to extend the License Law.

Mr. McKay seconded the motion.

Second reading carried.

House to go into Committee on the Bill on Thursday next at 11 A.M.

Amendments to be proposed.

1st To be drunk on the premises only.

2nd That 15£ be put in lieu of 25£ annually.

3rd To exclude all that portion relating to Billiard Table, Skittle Grounds &c.

4th That a Licensed House to sell Spirituous and malt Liquors may keep one Billiard or Bagatell Table.

5 Several verbal amendments.

House adjourned until 23rd.

J. S. Helmcken
Speaker

Thursday, the 23rd day of September, 1858

House of Assembly

Present: Messrs. J. W. McKay, T. J. Skinner, J. D. Pemberton, J. Yates, and The Speaker.

Mr. Skinner Brought forward a Bill for the preservation of Game during certain seasons of the year.

Seconded by Mr. Pemberton. Opposed by Messrs. Skinner & McKay.
Bill withdrawn with the consent of Honorable Members.

The House then went into Committee.

Mr. Skinner in the Chair.

The Bill to extend the Law relating to Inns Public and Beer Houses.

Mr. Helmcken moved that "To be drunk on the premises only" be inserted.
Agreed to.

Mr. Pemberton Moved that all that portion of the Bill relating to Billiards & Bagatelle Tables, Skittle Grounds &c. be left out.

After discussion Carried.

The various clauses of the Bill were then read and a few verbal alterations made.

In first clause instead "of Licenses to Houses"—Licenses to "persons keeping Hotels" inserted.

The other portions of the Bill agreed to.

Mr. Helmcken then brought in a Bill of Supply.

Whereas, it is necessary that certain sums of money, amounting in all to 3000£ be supplied for certain useful purposes within the Colony, be it enacted, by the House of Assembly of Vancouvers Island by and with the Consent of his Excellency the Governor and Honorable Council

1st That 2000£ sterling be supplied for improving the wagon road in certain portions of the District of Victoria, viz.: Wharf Street, from Victoria Bridge to the South end of Fort Victoria; Government Street, from the Ravine to Humboldt Street; Johnson Street, from Victoria Bridge to Government Street; Yates Street from Wharf to Government Street.

2nd That 600£ be applied to improving the Road from Victoria to the Hospitals at Esquimault.

3rd That 150£ be granted for the use of the House of Assembly of Vancouvers Island.

4th That 250£ be granted, for the purchase of a Library for the use of the House of Assembly.

5th That these various items be paid out of the Funds received from the Licenses to Inns &c.

Agreed to.

J. S. Helmcken
Speaker

Saturday, the 25th day of September, 1858

Present: Messrs. J. W. McKay, J. Yates, T. J. Skinner, J. D. Pemberton, The Speaker.

The Bill of Supply for £3000 was read a second time.

House adjourned until 27th at 11 A.M.

Monday, the 27th day of September, 1858

Present: Messrs. J. W. McKay, J. D. Pemberton, J. Yates, T. J. Skinner, and The Speaker.

The Bill to extend the Law relating to Inns Public and Beer Houses was read a third time and passed.

The Bill of Supply for 3000£ 0s. 0d. was read a third time and passed.

Both ordered to be transmitted to his Excellency the Governor & Council.

The Business of the House being completed, the House adjourned until Thursday week to receive any message from his Excellency the Governor.

J. S. Helmcken
Speaker

Thursday, the 7th day of October, 1858

No business.

House adjourned until 19th.

J. S. Helmcken
Speaker

Tuesday, the 19th day of October, 1858

No business.

House adjourned until October 26th.

J. S. Helmcken
Speaker

Tuesday, the 26th day of October, 1858

Present: Messrs. J. D. Pemberton, J. W. McKay, T. J. Skinner, J. Kennedy, and The Speaker.

The Speaker begged to call the attention of the House to certain dues levied upon shipping and also to sundry charges for "permits" to land goods. He thought that such charges were contrary to the fundamental principle of the foundation of the Colony viz. that the Ports of Entry should be free. He remarked that sooner or later this Colony must come into competition with British Columbia and therefore it was essentially necessary that the dues upon shipping should be as light as possible—not greater upon foreign than British Bottoms; in fact that ships should rather be invited to come rather than driven away by onerous charges, and it should be recollected that it would be impolitic to attempt to

raise revenue from this source. With regard to the observation that the House had no controul over the matter, he begged to remark that if the House of Assembly deemed any regulations instituted by his Excellency the Governor detrimental to the interests of the Colony, it was their duty to represent the same in a proper manner and no doubt such representation would meet with due consideration from his Excellency. He hoped that Members would inform themselves upon the subject, and bring the matter forward at an early opportunity.

No returns having yet been received from his Excellency in relation to the Addresses of the 17th Sept., the House adjourned until November 2nd.

J. S. Helmcken
Speaker

Tuesday, the 2nd day of November, 1858

The House met this day.

Present: Messrs. J. D. Pemberton, J. W. McKay, J. Yates, J. Skinner, and The Speaker.

Mr. Yates moved for returns shewing the progress of the Bill to Enfranchise the Town of Victoria, which passed this House June 1st, 1857.

Agreed to.

The House then adjourned to November 9th.

J. S. Helmcken
Speaker

Tuesday, the 9th day of November, 1858

Present: Messrs: J. Yates, T. J. Skinner, J. Kennedy, J. D. Pemberton, and The Speaker.

Certain returns were received from his Excellency the Governor.

1st Relating to the Victoria School House.

2nd Relating to the salary of the Collector of Customs; which was stated to be 700£ per annum.

The Speaker informed the House that part of the expenses of the Customs Department would be paid out of the revenues derived from British Columbia: and that the agreements of the officials were capable of alteration; supposing circumstances to render the same necessary at any future time.

3rd Relating to Returns of the Income for the year ending October 31st 1857.

4th Relating to the progress of the Bill to enfranchise the Town of Victoria.

Mr. Pemberton in answer to a question previously asked, had to inform the House that he had received instructions from his Excellency the Governor to charge the Hudsons Bay Company with the expense of laying out the Town of Victoria, and that the Hudsons Bay Company were disposed to pay liberally for the work done.

Mr. Skinner hoped that steps would be taken to open a road from Craig Flower to the Hospital Road passing by the Barracks at Constance Cove.

Mr. Pemberton replied he had (from instruction) taken steps to improve the Hospital Road, but he had no power either to alter the direction of the Hospital Road as suggested or to open the new one required; in fact he had no authority whatever in road affairs excepting by instructions.

The House then adjourned until November 23rd.

J. S. Helmcken
Speaker

Tuesday, the 23rd day of November, 1858

Present: Messrs. J. D. Pemberton, J. W. McKay, T. J. Skinner, J. Kennedy, and The Speaker.

The following communication from his Excellency the Governor was read.

Government House
November 15th, 1858.

To the Speaker and Gentlemen of the House of Assembly

I herewith return the following Bills which have been under the consideration of the Council and have this day been duly passed and copies of which are herewith forwarded, viz.

- 1st A Bill to amend the Law relating to Inns & Beer Houses.
- 2nd A Bill of Supply granting certain sums of money for the improvement of the Roads and Streets, and for the use of the House of Assembly.
- 3rd An Act to amend the Law relating to the licensing of Inns Public and Beer Houses.

Some formular amendments having been made to these Bills by the Legislative Council, the House agreed to the same.

Mr. Pemberton informed the House that the naval Authorities at Esquimault desired the road through their property should be conceded to them, and made into a private way; at next meeting of the House he would propose "That the present Road through the Government property be conceded to them, provided that a road equally good be given upon the Government property to the water."

Mr. Skinner gave notice that at next meeting he would move That an address be presented to his Excellency the Governor praying that a road be forthwith opened from Craig Flower to the Hospital Road passing by the Barracks at Constance Cove.

The House then adjourned until this day fortnight.

J. S. Helmcken
Speaker

Tuesday, the 7th day of December, 1858

Present: Messrs. J. Yates, T. J. Skinner, J. W. McKay, J. Kennedy, and The Speaker.

Mr. Skinner moved that an Address be presented to his Excellency the Governor praying that a Road be opened from Craig Flower to the Hospital Road passing by the Barracks at Constance Cove.

Mr. McKay while supporting the motion considered that the old road across the Gorge should be reopened and moved that the same sum be included in the address.

The Speaker gave notice of his intention to ask for a sum of money for the purpose of erecting a Bridge across the Ravine at Government Street.

The Speaker also gave notice of his intention to move that an address be presented to his Excellency the Governor praying

1st That the charges upon British and foreign vessels should be equalised.

2nd That the charges upon small coasting vessels be reduced.

3rd That Colonial vessels should pay less for clearance than others.

4th That the permit system be abolished.

5th That the amount paid for Licenses to carry goods &c. be lessened.

The House then adjourned until Tuesday next at 11 A. M.

J. S. Helmcken
Speaker

Tuesday, the 14th day of December, 1858

Present: Messrs. J. Yates, J. W. McKay, J. Kennedy, J. D. Pemberton, T. J. Skinner, and The Speaker.

On account of indisposition Mr. Speaker begged to postpone the Committee

1st For granting a sum of money for the purpose of building a Bridge across the Ravine.

2nd For addressing the Governor on the subject of Dues upon shipping &c.
Agreed to.

Mr. Pemberton on account of great press of business begged to postpone the motion regarding the Road through the Hospital property.

Agreed to.

Mr. McKay Presented a numerously signed petition, begging the removal of the Victoria Bridge.

After some opposition the Petition was read and Mr. McKay with consent of the House gave notice of intention to bring the subject forward on the second Tuesday in January until which time the House adjourned.

J. S. Helmcken
Speaker

Tuesday, the 11th day of January, 1859

The House met this day.

Present: Messrs. J. D. Pemberton, J. W. McKay, J. Kennedy, J. Yates, T. J. Skinner, and The Speaker.

Mr. Skinner Presented a petition of Carrol York, which had been presented to the licensing Magistrates, praying for a license, in order to open an Hotel for the accommodation of the public. The licensing Magistrates could not grant a license in consequence of licensing term having expired, but had endorsed the petition now presented, with an opinion that it would be expedient to grant license half yearly in certain cases.

Mr. Skinner then gave notice of his intention to introduce a bill upon the subject at next meeting.

Mr. McKay Gave notice of his intention to introduce a bill "for the Registration of Voters."

Mr. Pemberton Asked leave to introduce a bill at a future meeting "for the adoption of the American Currency as a legal tender in this Colony equally with the British currency and arranging its equivalent and value for government purposes.

Mr. Yates Moved the following for returns "I beg to move that this House be informed by the executive if the Bill for the extension of the franchise to the Town of Victoria, which passed this House on the first day of June 1857 is likely to be passed or rejected by the executive."

The Speaker informed the House that he had received a list of subscriptions amounting to nearly six hundred dollars; the subscribers praying the Government to accept that sum in part payment for a bridge over the Ravine opposite Store Street; the Government to erect the Bridge and pay the remaining expenses.

Also a subscription of about three hundred dollars for a like purpose at the Ravine at Government Street—he would bring it before the Committee.

Mr. Pemberton wished to know "when the bill for the Registration of real estate would be reintroduced?"

The Speaker informed the Honble. member that such a Bill was at present under the consideration of the Council.

Mr. Pemberton Also wished to know "what had become of the Bill for the Registration of Births Deaths & Marriages."

The House then went into Committee pursuant to Notice.

Mr. Skinner, Chairman.

Mr. Helmcken Asked for the appropriation of 1200\$ for the completion of Bridges across the Ravine; for which we had received lists of subscription amounting to about 900\$ as stated in the House. He had before asked for 1000\$ for making one bridge but in lieu of that he now required 1200\$ to complete two. Of course contracts would not be issued until the subscription had been paid in.

After some opposition the vote of Twelve hundred dollars for the above purpose was agreed to.

Mr. Helmcken Then asked for the sum of 1648\$ for building certain drains at the end of Yates Street, Johnson Street, Government Street. Also to complete Wharf Street to Victoria Bridge and a portion of public landing nearly opposite Yates St. in Wharf Street and other Contingencies.

To complete Wharf Street to Bridge	300.00\$
Drain on Wharf Street	500.00
Wooden drain in continuation	50.00
Drain on Government St.	275.00
Wooden drain in continuation	110.00\$
Government St. corner Yates St. (drain)	243.00\$
Public landing	30.00
Contingencies	150.00
	<hr/>
	\$1648.00

These portions had not been included in the contract but still were essentially necessary.

After a few words from various Members complaining of carelessness in making the contracts the vote of one thousand six hundred and forty eight dollars was agreed to.

The subject of the Removal of Victoria Bridge was then introduced pursuant to notice.

Mr. McKay moved

That the Victoria Bridge being an obstruction in the way of shipping be removed and that another bridge, be built from Pt. Ellis to the opposite side.

That the piece of land upon which the Bridge rests at the foot of Johnson Street and the portion adjacent being the property of the Government be reserved.

J. Kennedy Begged to second the motion but would not support it as he considered a draw in the bridge preferable.

Mr. Pemberton At the same time that he supported the proposition still would endeavour to amend it to suit all parties, he would propose that "A new bridge be built at point Ellis but instead of removing the present one that from one hundred to one hundred and fifty feet of the present one be removed and that steps be made at the terminal ends and a boat ferry between.

Mr. Yates would move that a select Committee be appointed to enquire into the best means of remedying the difficulty complained of.

But it was ruled that the motion was out of order in that Mr. Pemberton's proposition had not been seconded,—the feeling of the House as shewn by remarks was averse to a committee.

Mr. Helmcken asked Mr. Pemberton to explain a little more fully, which having been done, Mr. Helmcken would second the amendment and indeed would offer no opposition as the bridge would be virtually removed.

Mr. McKay Acquiesced in Mr. Pemberton's proposition to the exclusion of his own.

Mr. Skinner Did not require any more than that the passenger Traffic should not be stopped across the bridge—he had been opposed to the removal of the bridge but as the proposition gave all that was in his opinion necessary, he would not give any opposition.

Mr. Yates Doubted the measure.

After an animated conversation the proposition was agreed to without division.

Mr. Helmcken wished the Committee would meet again to consider the "Ways and Means" of defraying the expenses of the above proposition in order to include the whole in a bill.

This day week at 11 A. M. was unanimously agreed to.

The House then resumed its sitting. Mr. Skinner brought up the report of the Committee viz.

That twelve hundred dollars be granted for assisting in building bridges, the remainder subscribed for, over the Ravine.

That the thousand six hundred and forty eight dollars be granted for further necessary improvements in the streets.

Agreed that a new bridge be built from Pt. Ellis to the opposite side of Victoria Arm.

That a portion of the present Victoria Bridge say from one hundred to one hundred and fifty feet be removed.

That a communication by boat ferry be established between.

The House agreed to the Report.

The Speaker then introduced a Bill of Supply.

Be it enacted by the Governor on Her Majestys behalf by and with the consent of the Legislative Council and Assembly.

1st That 1200,00\$ dollars be granted, and the same is hereby granted for the purpose of building bridges across the ravine at Victoria: part of the expenses of said bridges having been raised by public subscription.

2nd That the sum of 1648,00 dollars be and the same is hereby granted for further improvements in the streets of Victoria.

3rd That the before mentioned items be paid out of the License fund.

Mr. McKay seconded the bill.

Unanimously agreed to.

The House then adjourned by motion until Tuesday morning next at 11 A. M.

J. S. Helmcken
Speaker

Tuesday, the 18th day of January, 1859

Present: Messrs. J. Yates, J. W. McKay, J. Kennedy, J. D. Pemberton, T. J. Skinner, and The Speaker.

The Speaker Read the following communication from his Excellency the Governor.

To the Speaker and Gentlemen of the House of Assembly.

I have received your Speakers communication of the 11th Inst. containing the following motion brought forward by Mr. Yates (Victoria). "I beg to move that this House be informed by the Executive if the Bill for the extension of the franchise to the Town of Victoria which passed this House on the first day of June 1857 is likely to be passed or rejected by the Executive." I have to inform you in reply to that address that the consideration of the Act for the Enfranchising the Town of Victoria has been necessarily delayed in consequence of the condition of the Country and the great pressure of public business: it will however be brought forward for the consideration of the Council on the first convenient occasion and the decision of that Body will be communicated to you at an early day after its first meeting.

Jany. 18th 1859
James Douglas
Governor

The Speaker begged to inform the Member for Victoria (Mr. Pemberton) that the Bill for the Registration of real Estate &c. had been before the Council & would be sent to the House as soon as passed.

Further that the Bill for the Registration of Births Deaths & Marriages had not been rejected but that the Bill was incomplete insomuch as it did not supply the funds to defray its expenses.

A Petition was presented from certain residents at Esquimaux against the proposed removal of Victoria Bridge.

Petition read.

Mr. Skinner gave notice of his intention to introduce a Bill to quiet Titles of Aliens holding real Estate.

Agreed to.

The Speaker proposed to the House the following.

That an address be presented to his Excellency the Governor, praying that his Excellency would communicate with his Excellency the Governor General of Canada or proper Authorities for the purpose of obtaining a presentation of the following works.

- 1 Statutes of Upper Canada.
- 2 Do of Lower Canada.
- 3 Journal of proceedings of Legislative Assembly.
- 4 Journal of proceedings of Legislative Council.
- 5 Revised Statutes of Upper Canada.
- 6 Revised Statutes of Lower Canada.
- 7 Canada Gazette, old files as well as numbers as they appear, and any other works issued by Government.

And that his Excellency would also hold communication with the Home Government for the purpose of obtaining the more recent statutes as well as a supply of works published by the Government.

The House feels, that at this period any additional labour if unnecessary should not be thrust upon your Excellency but hope that the above will meet with approbation.

Seconded by Mr. Yates.

Agreed to.

The Speaker also directed attention to the following.

That an address be presented to his Excellency the Governor praying that one hundred acres of land be reserved in the Districts of Esquimaux, Soke, Saanitch and, Cowitchin for Educational purposes: and that one hundred acres of land in each of the aforesaid Districts be reserved for public purposes. The said lands to be selected in the most eligible situation.

Ordered to stand over till next meeting.

The Speaker Also would direct attention that a select Committee be appointed to enquire into and report upon the best method of rendering the entrance of Victoria Harbour more practicable for ships. That the said Committee be empowered to call in the aid of professional persons for the above object and to learn the probable expense of plans proposed.

Ordered to be brought forward at next meeting.

Mr. McKay Moved the second reading of the Bill of Supply: for further money for the streets, and two Bridges across the Ravine.

Seconded by Mr. Pemberton.

The Speaker explained that he had altered the amount of dollars into pounds.

Mr. Yates Thought that incorrect but did not think it of importance.

Second reading agreed to Nem. Con.

Mr. Skinner Brought in a Bill to Amend the Law relating to Inns & Beer Houses.

Which having been read Mr. McKay Seconded and the first reading agreed to without opposition.

Notice of Amendment given that Licenses be granted quarterly (J. Kennedy).

Mr. McKay Then moved the first reading of the Registration of Voters Bill.

Seconded by Mr. Yates.

Mr. Pemberton Considered the Bill faulty in every respect, unintelligible and unfit for the purpose intended.

The Amendment not having been seconded was lost.

First reading agreed to.

Mr. Pemberton Then moved the first reading of [A bill for the adoption of the American currency as a legal tender in this Colony equally with the British currency and arranging its equivalent and value for government purposes].³

Seconded by Mr. Skinner.

First reading agreed to.

"Mr. McKay to move at second meeting that a sovereign be equal to Five Dollars."

³ P. 62 above; see also *Victoria Gazette*, 20 January 1859.

The Speaker Here informed the House that he had received the sum of five hundred dollars from Mr. Waddington being the major part of the subscription to the bridge over Store St ravine.

Mr. Pemberton would issue the contract to build bridge.

Mr. Yates Moved that the proceedings in Committee of last Tuesday relative to building a bridge at point Ellice and cutting a gap in the present Bridge be reconsidered this day in Committee.

The Speaker informed the Honble. Member that reconsideration could only be asked by one in the minority. And in any case notice for reconsidering ought to be given.

Mr. Yates would take the sense of the House.

The Speaker replied that a rule of the House could not be altered except by motion.

Mr. Pemberton considered the subject had had consideration enough: it was obstructing public business.

After discussion the motion was lost.

The House then went into Committee of Ways and Means.

Mr. Skinner in the Chair.

Mr. Pemberton Moved that a tonnage duty of 10 cents per ton be put upon ships in order to pay the expenses of rebuilding bridge at Point Ellice and removing part of the present bridge.

Mr. Helmcken objected to the proposition on account of its being impolitic to place any dues upon shipping at the present time. Ships ought rather to be encouraged to come than driven away: he would propose an Amendment

That the expenses of building the bridge &c. be paid out of the License Fund of the ensuing year.

Mr. McKay seconded the Amendment.

Mr. Yates would move that the Indian reserve should be purchased from the Indians: the ground to be laid out in Town lots, sold to the highest bidder and that the proceeds or part of them shall be allotted for the purpose of removing obstructions and building Bridges &c. in Victoria Harbour.

J. Kennedy Seconded the motion.

Mr. Pembertons Proposition being lost on account of not having been seconded Mr. Yates amendment was put.

<i>In favour of</i>	<i>In favour of</i>
<i>the amendment</i>	<i>Mr. Helmcken's motion</i>
J. Yates	J. S. Helmcken
J. Kennedy	J. W. McKay
J. Skinner.	J. D. Pemberton.

The votes being equal The Chairman gave the casting vote and thus Mr. Yates' proposition carried.

The House then resumed its sitting.

Mr. Skinner brought up the Report of the Committee. which was agreed to, Mr. Pemberton considering it useless to afford any opposition.

“The Bill authorizing the Removal of part of Victoria Bridge and building one at Point Ellice” was now brought forward and Mr. Speaker complained of the incongruity of voting a source to pay the expenses over which the House had no controul: he really did not know what to do with the bill.

Mr. McKay Seconded the first reading of the Bill.

Mr. Yates moved that it be read “this day six month” but after some warm discussion Mr. Yates consented to withdraw the amendment provided that the first reading of the Bill should be postponed.

Agreed to.

The business of the House having been completed the House adjourned until Tuesday next at 11 A. M.

J. S. Helmcken
Speaker

Tuesday, the 25th day of January, 1859

Present: Messrs. J. W. McKay, J. D. Pemberton, J. Kennedy, T. J. Skinner, J. Yates, and The Speaker.

The minutes of the last meeting having been read, The Speaker notified that he had committed an error at last meeting in ruling that a member voting in the minority had the privilege of moving “to reconsider.”

A Petition was presented by Mr. Pemberton, signed by Alex C. Anderson, on behalf of the shareholders of the “Victoria Steam Navigation Company” praying the House to grant an Act of Incorporation.

Petition referred to Committee.

Mr. Yates pursuant to notice moved.

That application be made to his Excellency the Governor for the following information, viz. “Has the Government of this island the power to remove the Indians (by purchase) from that piece of land in Victoria Harbour known as the ‘Indian Reservation?’” Should the Government not have that power, may it please his Excellency to inform this House “wherein the Government are powerless.”

Mr. Skinner Seconded the motion.

Agreed to unanimously.

Mr. Skinner Moved the first reading of “A Bill to quiet Titles of Aliens holding Real Estate.”

Mr. McKay Seconded the Bill.

First reading agreed to without opposition.

Mr. McKay Moved that land in certain Districts be reserved for Educational and public purposes—as per notice Jany. 18th.

Seconded by Mr. Yates.

Mr. Pemberton would oppose the motion, on the ground of such reserves being objectionable, serving at once to prevent the settlement of the country and giving future cause for dispute. The same had been the case in Canada. Amendment not seconded.

A conversation ensued in which it was recommended that such reserves should be leased; and it was supposed that an income might be now derived from letting the few acres belonging to the Victoria District School.

Mr. Pemberton wished his opposition to the measure to be recorded.

Resolution to Address adopted.

The Speaker Had a motion to propose regarding the entrance to Victoria Harbour, but would with permission of the House, bring it forward in Committee.

Allowed.

Mr. Skinner Moved the second reading of the Bill to amend the law relating to Inns Public and Beer Houses.

Mr. Yates Seconded the motion.

Mr. Kennedy Moved that "licenses be granted every three months instead of six."

Not seconded.

Mr. Yates Thought Mr. Kennedys Amendment did not go far enough; he would move amendments in Committee.

Second reading agreed to.

Mr. Pemberton In rising to move the second reading of the Currency Bill, said he had heard objections raised by competent persons to his Bill, and further that Mr. Speaker had a Bill in his possession upon the same subject; he would like the Bill to be read.

The Speaker with the consent of the House would entrust his Bill to an honorable member to move as an amendment to Mr. Pemberton's.

Mr. Skinner Seconded the second reading of Mr. Pemberton's Bill.

Mr. McKay now read the Bill handed to him by Mr. Speaker as an Amendment by consent. The Bill enacted that the coin of the United States of America should be a tender as legal as the British currency in all monetary transaction; and that the value of a sovereign should be four dollars and eighty four cents of the Aforesaid American currency; but for Government transactions only.

Mr. Pemberton would with consent of the House withdraw his Bill.

Consent granted.

Mr. McKay would bring in the Bill entrusted to him at next meeting—as well as the Address recommending the establishment of a mint; and that the coin therein coined be a decimal currency of the same value as that of the United States.

Leave Granted.

Mr. Skinner Begged to ask the surveyor General, Mr. Pemberton, Whether any steps were likely to be taken to improve the bridge over Rowe's stream—it was a most dangerous place.

Mr. Pemberton had no instructions to remedy any of the evils of that spot.

The Speaker informed the Hon. member for Esquimault that he had had communication more than once with his Excellency upon the subject; that the spot had been surveyed and an opinion given that by altering the present road a little an easy ascent from and descent to the bridge could be made, for 7 to 800 dollars. The raising of the present bridge was not considered advisable; a new wooden bridge would cost 1200\$ a stone one 10,000\$. The only difficulty in the case was "the source of the money."

Mr. Pemberton considered that all the owners of property thereabouts being wealthy people, could well afford to build a bridge by their subscriptions.

The Speaker with consent of the House would consult the Executive upon the subject.

Agreed to.

The House then went into committee.

Mr. Skinner, Chairman.

The Bill of Supply for a grant of £250,0.0. for improvements in the streets &c. £353, 6s. 8d. for bridges across the ravine brought forward seriatim and Agreed to.

Mr. Helmcken Moved that a select committee be appointed to consider the best mode of rendering the entrance to Victoria Harbour more practicable, previous notice having been given Jany. 18th.

Mr. Yates Gladly seconded the motion.

Mr. Pemberton Moved that the following be added "And to take into consideration the propriety of cutting a canal through the portage inlet, with the object of improving the Harbour of Victoria and facilitating intercourse between that and the Harbour of Esquimault."

Agreed to.

Mr. Pemberton Then brought the petition of Alex C. Anderson under notice and it was agreed that the desire of the Petitioner should be granted.

The House then resumed its sitting.

Mr. Skinner Brought up the report of the Committee, which having been agreed to the Speaker Appointed Mr. Yates, Mr. Pemberton and Mr. McKay to be the members of the select committee on the means of improving the entrance to Victoria Harbour & propriety of cutting a canal through "the portage as per resolution in Committee."

Mr. Pemberton Asked leave to bring in a Bill to incorporate the Victoria Steam Navigation Compy.

Leave granted.

On motion of Mr. Skinner the House adjourned until "this day fortnight" at 11 A. M.

J. S. Helmcken
Speaker

Tuesday, the 8th day of February, 1859

Present: Messrs. J. W. McKay, J. D. Pemberton, T. J. Skinner, J. Yates, J. Kennedy, and The Speaker.

The Speaker Read the following communications from his Excellency the Governor.

Victoria, Vancouvers Island
5th February 1859.

To the Speaker and Gentlemen of the House of Assembly

I have received your Address of the 25th ult. praying that certain public lands should be reserved in the several Districts of Esquimault, Metchosin, Soöke, Saanitch and Cowitchin for educational and public purposes, and I have to communicate to you, in reference thereto, that instructions have been issued to Mr. Surveyor-General Pemberton requiring him to make large reserves for the general purposes of the Government in the Districts of Esquimault, Metchosin, Soöke, Saanitch, Cowitchin and Nanaimo and all other Districts in Vancouvers Island, which may hereafter be surveyed for settlement.

signed James Douglas
Governor

Mr. Speaker would enquire of the Surveyor General: how much land had been reserved; it was not intended that reserves should be made in the address for the Church, but for the purposes stated.

Mr. Pemberton replied that the quantities had not yet been decided upon: but with regard to Esquimault there was very little left unsold; he had not understood, that he had to make reservations for special purposes.

Mr. Yates wished to know by whom the land would be selected.

Mr. Pemberton In reply presumed the Executive would undertake the selection.

The Speaker Then read the following communication.

Victoria, Vancouvers Island

To the Speaker and Gentlemen of the House of Assembly

I have to acknowledge your Speakers communication of the 25th Ultimo, containing the following resolution, which passed the House on that day.

That application be made to his Excellency the Governor for the following information viz. Has the Government of this Island the power to remove the Indians (by purchase) from that piece of land inside Victoria Harbour known as the Indian Reservation? Should the Government not have that power, may it please His Excellency to inform this House wherein the Government is powerless.

(J. Yates)

In reply to the foregoing resolution I have to observe that previously to the grant of Vancouvers Island to the Hudsons Bay Co. the whole island was vested in the Crown as part of its domains.

When the Settlement at Victoria was formed certain reservations were made in favour of the native Indian tribes.

They were to be protected in their original right of fishing on the Coasts and in the Bays of the Colony, and of hunting over all unoccupied Crown Lands: and they were also to be secured in the enjoyment of their village sites and cultivated fields.

These rights they have since enjoyed in full and the Reserves of land covering their Village sites and cultivated fields have all been distinctly marked on the maps and surveys of the Colony, and the faith of Government is pledged, that their occupation shall not be disturbed.

For that reason the Government will not cause them to be removed, because it is bound by the faith of a solemn engagement to protect them in the enjoyment of those Agrarian rights.

It may further interest the House to know that the Title to those Lands is vested in the Crown, and that the Indians of themselves can convey no Title to any part of their Reserves either by sale or lease.

The presence of those Indians so near the Town is a public inconvenience, but their violent removal would be neither just nor politic.

I therefore propose as a remedy to enter into arrangements with their consent to subdivide the reserve adjacent to Victoria, and to let it out on leases to persons who will undertake to build and to make other improvements upon it, and to apply the whole proceeds of those Leases, to the general benefit of the Indians interested. That is by providing them with a School House and Teacher, who will probably be a Missionary Clergyman, for the education of their children, and to endeavour thus to raise them morally and socially to a higher position than they now occupy in the Colony.

By such means a great benefit, worthy of the philanthropy of our country, will be conferred upon the Indians themselves, while at the same time the improvement and increase of the Town of Victoria will not be retarded by their unprofitable occupation of one of its most valuable portions.

signed James Douglas

Mr. Yates considered the communication most unsatisfactory, and an avoidance of the information asked for: a process in fact of circumlocution. He thought the Indians ought and could be removed by purchase to another reserve and then the present reserve sold and the proceeds devoted to improvements in Victoria.

Mr. McKay Did not think committing a robbery upon Indians the most praiseworthy method of making improvements either in Victoria or elsewhere.

Mr. Yates gave notice of his intention to move at a future meeting.

1st That as it is expedient to raise funds for the purpose of making immediate improvements in Victoria Harbour; That the Indian reservation be laid off into Town lots and that the ground unoccupied by the Indians shall be sold to the highest bidders without delay.

2nd To move for a special committee to enquire of the Indians How many years they have used that piece of land as a place of residence? What induced them to come to it and in what part of the country did they formerly reside. The report of the Committee to be forwarded to the Governor for the purpose of enabling his Excellency the Governor to understand fully, all the circumstances relating to the case of the Indians coming to reside where they now are.

3rd That an Address be presented to his Excellency the Governor, praying for the immediate removal of the northern Indians from the Town of Victoria.

Mr. Skinner Gave notice of his intention to re-introduce the "Bill for the protection of Game at certain seasons of the year."

Mr. McKay Moved the first reading of the "Bill to constitute the coinage of the United States of America a legal tender."

Mr. Yates Seconded the motion.

First reading agreed to.

Several Amendments to be moved in Committee relative to the value of the sovereign.

Mr. Pemberton Moved that the Bill to incorporate the Victoria Steam-Navigation Company, be read a first time.

Bill read.

Mr. McKay seconded the motion.

First reading agreed to and the Bill ordered to be printed.

Mr. Skinner begged to be allowed to withdraw the "Bill to quiet certain Titles derived through Aliens." He wished to make Amendments therein.

Leave granted.

Mr. McKay Moved the second reading of the Registration of Voters bill.

Mr. Yates Seconded the motion.

Mr. Pemberton Altho. he felt opposition hopeless, still would move as an Amendment that the bill be read "this day six months." The Bill he considered totally inadequate for the purpose intended; very badly drawn up; full of errors; spoke of cities when none existed; and of offices (not in existence) yet to be created. The Bill had come in the wrong place, as a Franchise Bill ought to have preceeded it. "Who was a voter? Who was to pay the Registrars? and what was to be their salaries?"

Amendment not seconded.

The Bill was then read a second time.

Mr. McKay Moved that the "Bill of Supply" be read a third time.

Mr. Pemberton Seconded the motion.

The Bill was then read a third time and passed.

The House then adjourned after some opposition and division until Friday next at 11 A. M. then to go into Committee to consider the Bill for the Registration of Voters and the Bill to Amend the law relating to Inns and Beer Houses.

J. S. Helmcken
Speaker

Tuesday, the 15th day of February, 1859

Present: Messrs. J. T. Skinner, J. Kennedy, J. Yates, J. W. McKay, J. D. Pemberton, and The Speaker.

Mr. Kennedy Presented a petition signed by several persons complaining that parts of the Saänitch road was perfectly impassable either for waggons or horses, and that vehicles had now to pass through fields, which would very shortly be prevented as they were in course of cultivation.

Mr. Yates Gave notice of his intention to move at next meeting.

1st That an address be presented to his Excellency the Governor, praying that his Excellency will impress upon Her Majestys Government the imperative necessity of sending Commissioners to this Island without delay for the purpose of making a thorough investigation into the affairs of the Colony before releasing the Hudsons Bay Company from their responsible Government.

(James Yates)

2nd That His Excellency the Governor will inform this House of representatives if the Indians who formerly owned the lands in the following Districts, viz. Nanaimo, Victoria, Esquimault, Metchosin and Soöke have been paid in full; if so paid, do they fully understand that they have no further claims upon the Government for said lands, and may it please his Excellency to state the cost of said lands per square mile.

The Speaker gave notice that in a future Committee he would move an Address to his Excellency upon the subjects of the reserves of land in various districts, which the House had proposed "for schools &c.," but which his Excellency had altered "for General Government purposes". He would propose that the terms of the resolution of the House be complied with or that his Excellency would Guarrantee that the reserve should not be disposed of in any way excepting with the consent of Legislature.

Mr. Yates moved that a competent person be appointed to the Clerkship of the House.

The Speaker suggested that a decent salary had better be proposed also: and that the appointment did not rest with the House.

Mr. McKay Then, according to previous notice brought forward "A Bill to amend the representation of the people in Vancouvers Island."

The Bill having been read.

Mr. Kennedy seconded the same.

First reading agreed to without opposition.

Bill ordered to be printed.

Mr. Skinner Brought forward a "Bill for the Preservation of Game at certain seasons of the year."

He had brought forward a similar Bill some time since but had withdrawn the same for improvement: he considered the Bill would be very beneficial.

Mr. Pemberton Seconded the Bill.

First reading agreed to without opposition.

The House then went into Committee.

Mr. Yates moved That the Indian reserve be sold and the proceeds taken after paying the Indians for the improvement of Victoria Harbour and other improvements. (see notice of motion Febr. 8th)

The motion not seconded but a discussion arose.

Mr. Yates declared the Indians a nuisance often insulting to the modesty of females or families and ought to be removed. That his Excellency the Governors proposition was absurd, because whilst the Indians remained in a position

where spirits could so easily be had, nothing could be done in the way of civilizing them; besides the income derived from the sale of part of the reserve as proposed by his Excellency would bring in an enormous income, which would only be wasted or give room for gross speculation; if the proceeds were applied to the purpose intended by the Governor, the Indians would have such an idea of the value of land that hereafter their title could not be extinguished by this means.

Mr. Pemberton Thought that in common justice the land reserved for the Indians ought to be used for their benefit; it was only now that these lands had become valuable, that the Indians were found to be a nuisance; if bad spirits were the cause of preventing the improvement of Indians let the grog shops be removed. He thought if the Indians enquired how we had acquired their lands that we should stand in a much worse light than they would with their reserve.

After some further discussion, the motion was lost, not having been seconded.

Mr. Yates then moved That a select Committee be appointed &c. (see notice of motion Febr. 8th).

Mr. Helmcken considered the motion a gross insult and if agreed to would be a lasting disgrace to the House: he would propose that the subject should not even be entered upon.

Mr. Yates did not see or intend any insult.

Motion lost without division.

Mr. Helmcken Proposed that the Bill for the Registration of Voters be now proceeded with.

But it was agreed that the House should adjourn until two oClock.

At two oClock the House resumed its sitting and the Bill brought forward.

Mr. Helmcken had several Amendments to propose, but many of them were trivial, some mere corrections of clerical errors and one or two only of much importance: he would propose them in the various clauses as they came forward.

In preamble. After words "Registrar of every district" add "or Districts combined."

Mr. Helmcken merely intended by this that instead of a Registrar being appointed for every "electoral district" that one Registrar would serve for more than one.

Mr. Kennedy Seconded the motion.

Mr. Pemberton considered that this would remedy a great objection he had to the bill.

Amendment agreed to and ordered to be part of the Preamble.

The same amendment was inserted in Clause 1st Clause 2nd Clause 4th Clause 13th after words "Registrar of district."

In Preamble. After words "House of Assembly" add of Vancouvers Isld. Agreed.

In Clause 2nd. After words (situated four lines from bottom) "the said registrar shall keep a true copy of such list" add "affixed near the door of his house" and erase "without payment of any fee."

This same amendment inserted in same situation in Clause 3.

In Clause 3rd instead of "last day of April" insert "20th day of April."

In clause 3rd about middle of clause erase "or personally to deliver to his tenant described in such list."

In clause 5 instead of "barrister or barristers" erase "or barristers" and do the same whenever it appears in same clause; and where "he or they" appears in reference thereto erase "or they" and instead of "courts" say "Court."

In clause 5th instead of saying "in some of the newspapers circulating within the district city or township" erase "district city or township" and in their place insert "Colony."

In clause 5th erase the following words "and where two or more barristers shall be appointed for the same district or town, they shall attend at the same places together, but shall sit apart from each other and hold separate courts at the same time for the despatch of business."

And after instead of word "crown" say "Government."

In clause 6th About middle of clause instead of "last day of April" say "20th day of April."

And about 10 lines lower down instead of "voting in the election of members" say "voting in the election of a member or members."

In clause 7 near the bottom instead of "last day of April" say "20th day of April."

Two lines lower down after the words "member or members" add "to serve in" and at the end of the clause after word "district" say "city or town."

Mr. Helmcken Moved that clause 8 be expunged.

He did so upon the ground that the land office could give but little information and secondly the record office was not in existence. He also thought that it was likely to lead to too much prying into other mens affairs and lead to trouble.

Mr. Pemberton seconded the motion After discussion.

Agreed to and the clause ordered to be erased.

Clause 9th after "held after" say "15th day of July."

Mr. Helmcken moved that after the words "shall have power to administer an oath" say "and also the following oath." "You swear that you are a natural (or naturalized) born subject of Her Majesty, that you have never become the naturalized citizen or subject of any foreign state or nation: and that you have not taken any oath of Allegiance to any foreign power state or nation nor abjured Your Queen or country."

Mr. McKay Seconded the Amendment.

After discussion the oath was unanimously Agreed to and ordered to be inserted.

In clause 10, 11, 12, wherever the term "clerk of Supreme Court" appears, erase "clerk" and in its place insert "Registrar" so that it will read Registrar of Supreme Court and at the end of clause 10 say "And that no person shall

vote at any election of a member or members to serve in the House of Assembly of Vancouvers Island except he be upon the register.”

Mr. Helmcken Moved that Clause 15th be left out or erased.

He did so because the Sheriff was no more and the list had been lost.

Mr. Kennedy Seconded the Amendment.

Agreed to unanimously and ordered to be erased.

The Schedule now came on.

Schedule H at the end of title add “or town.”

Schedule H After words “to transmit on or before the 20th day of April in this year a claim in writing, containing” add the following declaration “I do solemnly and sincerely declare that I am a natural born (or naturalized) subject of Her Majesty and that I have never become a naturalized citizen or subject of any foreign power state or nation, and that I have never taken any oath of allegiance to any foreign power state or nation nor abjured my Queen or country.”

In same Schedule after words “Persons omitting to deliver or transmit such claim” add “and declaration.”

In Schedule H. No. 2 at the end of last line before the signature add “and I do solemnly and sincerely declare that I am a natural born or naturalized subject of Her Majesty and that I have never become the naturalized citizen or subject of any foreign power state or nation and that I have never taken any oath of Allegiance to any foreign power state or nation nor abjured my Queen or country.”

In No. 7 insert the same declaration in same place.

The Registration of Voters Bill thus passed through the Committee.

The next subject brought forward was A Bill to amend the law relating to Inns Public and Beer Houses.

Mr. Pemberton moved at 5th line instead of the words “in case of emergency” insert “at their discretion.”

And before “half yearly” insert “quarterly or” both at the sixth and last line but one.

These amendments were agreed to.

The business of the Committee having been completed the House resumed its sitting.

Mr. Skinner Brought up the report of the Committee, which having been agreed to, the House adjourned until this day week at 11 A.M.

N.B. After Mr. Yates two motions had been disposed of as reported at page [74-75]

Mr. Yates brought forward the following

That an address be presented to his Excellency the Governor, praying for the immediate removal of the Northern Indians from the Town of Victoria.

Agreed to.

J. S. Helmcken
Speaker

Tuesday, the 22nd day of February, 1859

Present: Messrs. T. J. Skinner, J. Kennedy, J. Yates, J. W. McKay, J. D. Pemberton,
Speaker J. S. Helmcken.

Mr. Speaker Read the following communications from His Excl. Governor Douglas.

Government House
Victoria Vancouvers Island
5th Feby. 1859

To Speaker & Gentlemen of House of Assembly.

I have duly received your Speakers communication of the 18th Ultimo, forwarding to me a resolution which had been unanimously agreed to on that day, to the effect that the Governor General of Canada should be requested to present certain works, as named, for the use of the House of Assembly of Vancouver's Island.

In reply thereto I would beg to acquaint you that I will forward a copy of your resolution to the Governor General of Canada and will request a presentation of the works desired.

(sgd) James Douglas

Government House
Victoria Vancouver's Isld.
21st Feby 1859

To Speaker & Gentlemen of House of Assembly.

Having received intimation from the Officer in charge of the Hudson's Bay Coys. Establishment at this place, that he cannot without much inconvenience, any longer dispense with the use of the apartment, in which the House of Assembly have hitherto met, and pursued their meritorious and highly useful labors. I wish on the present occasion, to inform you that I have made arrangements that the House should hereafter be convened in the Court room of the New Police Office, which I have directed the Commissioner of Police to prepare, for your reception, without delay, in a manner befitting the dignity of your Honorable House.

I have the honor &c.
(sgd) James Douglas

Mr. Skinner Moved the 1st reading of a "Bill to quiet certain Titles derived through Aliens."

Mr. McKay seconded. Bill read 1st time.

Mr. Skinner Moved the 2nd reading of the "Game Bill."

Mr. Pemberton seconded. Bill read second (2nd) time.

Mr. Pemberton Moved the 2nd reading of "Bill to incorporate the Victoria Steam Navigation Company."

Mr. Yates seconded. Bill read 2nd time.

Mr. McKay Moved the 2nd reading of the "Currency Bill."

Dr. Kennedy seconded. Bill read (2nd) second time.

Mr. McKay Moved 3rd reading of "The Registration Bill."

Dr. Kennedy seconded. Bill read (3rd) third time and passed.

Mr. Skinner Moved 3rd reading of "Bill to amend the law relating to Inns, Public & Beer Houses."

Mr. McKay seconded. Bill read (3rd) third time.

Mr. Skinner Moved an address to his Exclý. the Governor.

That His Excellency, the Governor will inform the House of representatives, if the Indians who formerly owned the lands in the following districts vizt. Nanaimo, Victoria, Esquimalt, Matchosen & Sooke have been paid in full, if so paid, do they fully understand that they have no further claim upon the Government for said lands & may it please His Exclý. to state the cost of said lands per square mile.

Mr. Yates seconded.

Mr. Pemberton that the address be not presented.

Mr. McKay seconded.

The House divided on the address.

<i>Ayes</i>	<i>Noes</i>
Mr. Pemberton	Mr. Yates
Mr. Kennedy	Mr. Skinner.
Mr. McKay.	

Original motion not carried.

Mr. Yates Moved "That an address be presented to His Excy. the Govr. praying that he will impress upon Her Majesty's Government the imperative necessity of sending Commissioners to this Island without delay for the purposes of making a thorough investigation into the affairs of the Colony before releasing the Hudsons Bay Company from their responsible Government."

Mr. Skinner seconded.

Mr. Pemberton moved an amendment.

Mr. McKay seconded.

The House divided on the address.

<i>Ayes</i>	<i>Noes</i>
Mr. Kennedy	Mr. McKay
Mr. Yates	Mr. Pemberton.
Mr. Skinner.	

Original address carried.

Mr. Pemberton gave notice of his intention to move at next meeting.

"That this House highly approves of the Decision your Excellency has come to with regard to leasing the Indian Reserve at Victoria, applying its proceeds as therein stated & hope that your Excellency will give the requisite orders to get it carried out with the least delay convenient."

Mr. Speaker Also gave notice of his intention to move at next committee meeting a similar motion.

Mr. Speaker Appointed E. B. Doggett to be Clerk of the House.

The House adjourned until Tuesday 1st March 1859 at 11 oCk. a. m.

J. S. Helmcken
Speaker

Tuesday, the 1st day of March, 1859

The House met at 11 o'Clock and adjourned in consequence of the death of Captⁿ. Brothie late Harbour Master of Victoria Harbour until Thursday the 3rd day of March at 11 O'Clock.

Thursday, the 3rd day of March, 1859

The House met at 11 O'Clock.

Present: Messrs. T. J. Skinner, J. Kennedy, J. Yates, J. W. McKay, J. D. Pemberton, Speaker J. S. Helmcken.

Mr. McKay Moved the 2nd Reading of "Bill to Amend the representation of the people of Vancouvers Island."

Dr. Kennedy seconded.

Mr. Yates and Mr. Skinner opposed.

Division

<i>Ayes</i>	<i>Noes</i>
Mr. McKay	Mr. Yates
Mr. Kennedy.	Mr. Skinner
	Mr. Pemberton.

Majority against 2nd Readg. 1

Mr. Speaker Informed the House that the business of the day referred to Committee on address of Mr. Pemberton & Currency Bill, and gave notice of an Address to his Exclty. the Governor, that he would propose next meeting.

House of Assembly
March

To His Excellency, The Governor

The House of Assembly having had placed before them Your Excellency's communication of 15th Feby. relating to the Indian Reserve in Victoria Harbour; the tenure upon which the Indians hold this Reserve together with the observation that the Government would not cause their removal therefrom in that a treaty had been entered into with them "That their possession should not be disturbed" but at the same time proposing the plan of leasing a portion thereof & applying the proceeds to purposes, which would tend to raise those Indians from their present degraded state & at the same time attach to the Town of Victoria one of its most valuable portions.

The House of Assembly in reply to that communication would respectfully observe that the proposed plan of leasing part of the Indian Reserve and allowing the Indians to continue upon the remainder is open to several objections.

1stly That the contiguity of the Indians would diminish very greatly the value of the land and that the buildings erected thereon would be of a very temporary character.

2ndly That when the Indians who by right now occupy this Reserve become extinct, which will probably be the case in a very few years, this Reserve would again become the property of the Crown instead of being the property of the Town of Victoria.

3rdly That the water frontage of the Reserve cannot be claimed by the Indians & therefore wharves could not be erected for their benefit.

4thly That the very fact of a Town rising up around the Indians would be the surest means of defeating the end proposed vizt. that of civilizing the Indians, it being a well known fact that the presence of large numbers of white men among Indians has the effect of rendering the latter more vicious.

5thly That the Indians being retained in their present position would have the effect of constantly drawing in a number from among neighbouring tribes & thus prolonging the existence of the present Indian Village, which ought by every means to be avoided.

The House of Assembly would therefore humbly suggest a plan for your Exclys. consideration which whilst on the one hand would do no injustice to the Indians, on the other would be very beneficial to the Town of Victoria and important to the Colony generally.

In proposing this plan the house would have it particularly understood, that they have neither the wish nor the intention of violently removing the present tribe, but that their departure would be with their consent & not otherwise & therefore with the utmost deference suggest.

1stly That negotiations should be entered into with the Songees Indians or their Agents for the purpose of obtaining their removal from Victoria Harbour to some other suitable spot (Belle-Vue Island for instance) to be agreed upon for their future residence.

2ndly The Indians having agreed to such, then the present Reserve to be sold, with the exception of the water frontage and portions for public purposes.

3rdly The proceeds of such sale to be taken by the Government of Vancouvers Island with the exception of so much as may be required for building a School House & for defraying the cost of the survey.

4thly Interest to be allowed upon the money thus taken by the Government, at the rate of 5 pr cent pr annum for Ten years & at the rate of 2½ pr cent per annum for Ten years more, but that at the end of Twenty years the interest shall cease & determine and the debt be as tho' it had never existed (Always provided the Indians exist so long). The Interest thus accruing to be for the benefit of the Songees Indians or those who have a right in the present Reserve & none others & to be applied in the manner recommended in Your Exclys. communication.

5thly The interest to be paid by means of Taxes levied upon persons holding property in the Town of Victoria as to be enacted by the Legislature of Vancouvers Island.

6thly The proceeds of the sale & such other sums as may be derived from the water frontage (only a portion of which is available) to be employed for the purpose of making the Harbour of Victoria more available, removing obstructions therein, taking away Victoria Bridge & building a new Bridge at point Ellis as determined upon by the Legislature.

Such is an outline of the plan the House would lay before Your Excely. for consideration; but if the same should not be found available or considered unsuitable, or the original plan adopted the House would rather remove the present Victoria Bridge & thus at once isolate the Indians as well as lay open a portion of Victoria Harbour possessing every convenience for Shipping & having a frontage better adapted for wharves & of greater extent than those of the Indian Village, and at the same time the size of the Harbour would be increased instead of diminished (as it would be by building wharves from the Indian Reserve) and free scope given to the enterprize of those who holding property above the Bridge have not been able to make the same available for mercantile purposes, thus not only inflicting private injury but doing much harm to Vancouvers Island generally.

The House beg to assure Your Excely. of every respect and confidence.

Mr. Pemberton Then postponed his Address to His Excly. the Governor until next meeting.

Mr. Pemberton moved that the Committee on "Currency Bill" be postponed.

Mr. Yates seconded.

Carried unanimously.

Mr. Yates Informed the House that the Report of Select Committee appointed to enquire into the best way of making the Harbour of Victoria more available would be presented at next meeting, in the meanwhile he would inform the House that at next meeting he should move that a Select Committee consisting of Three be appointed to draw up "A Franchise Bill."

Mr. Speaker Gave notice of Motion his intention to oppose the "Bill of Victoria Steam Navign. Compy. in Committee.

Mr. Pemberton Moved the House do now adjourn until next Tuesday week 15th March 1859.

Mr. Yates seconded.

House adjourned until Tuesday 15th March 1859 at 11 oCk. a. m.

Tuesday, the 15th day of March, 1859

Mr. Speaker took the Chair at 11 oClock.

The House having been counted and a quorum not being present the House adjourned until Thursday 17th March 1859 at 11 oClock p. m.

Thursday, the 17th day of March, 1859

Mr. Speaker took the Chair at 11 oClock, the House having been counted and a quorum not being present the House adjourned until Thursday 31st March 1859 at 11 oClock a. m.

J. S. Helmcken
Speaker

Thursday, the 31st day of March, 1859

Present: Messrs. J. Yates, J. D. Pemberton, T. J. Skinner, McKay, Speaker Helmcken.

Mr. Yates Moved that a Select Committee be appointed to frame "A Franchise Bill." The House agreed. Mr. Speaker appointed Mr. Skinner, Mr. Pemberton and Mr. Yates to Committee.

Mr. Skinner Moved the 2nd Reading of "Aliens Bill." Not seconded.

House in Committee.

Mr. Skinner in Chair.

Mr. Speaker Helmcken Moved Address to His Excellency the Governor regarding Reserves of land in various Districts for Schools. (see 15 Feby. 1859)

Mr. Yates seconded.

Address carried.

Currency Bill 1st (first).

Clause agreed to.

On (2nd) second Clause being brought on Mr. McKay proposed that the value of the British sovereign be the value here of 5 Dollars.

Mr. Skinner seconded. Held to be out of order "the Chairman can not second."

Mr. Pemberton then proposed that the value of the sovereign be 4\$.80 cents. Not seconded.

Mr. Yates then brought forward an Amendment to first (1st) Clause. Held to be out of order, as first clause had been agreed to.

Mr. Pemberton moved that the Bill be read this day six (6) months. Held to be out of order.

Dr. Helmcken moved that the sovereign be of the value of Two dollars & a half \$2.50. Not seconded.

Here an inexplicable confusion ensued and Mr. Chairman declared the Bill lost.

Dr. Helmcken Moved. He did not see why the Address attached (to the Currency Bill) should be lost.

Mr. [blank] seconded.

Mr. Helmcken moved an Amendt. that the words after "the United States of America" be struck out.

Agreed to amendment & Address to be presented to His Excellency the Governor.

Dr. Helmcken Moved an Address to His Excellency the Governor relating to removal of the Indians.

Not Seconded. Lost.

Mr. Pemberton Moved an Address to His Excellency the Governor relating to removal of Indians & leasing of the Reserve. Mr. Pemberton begged to withdraw the Motion.

Agreed to.

Mr. Helmcken Moved that the Committee be now adjourned until tomorrow 1st April at 2 oCk.

Mr. Yates seconded.

Carried.

The House resumed its sitting. Mr. Skinner brought up the Report of the Committee which was agreed to.

Mr. Yates moved the adjournment of the House until Friday 1st April 1859 at 2 oCk.

Mr. McKay seconded.

The House stands adjd. until Friday 1st April 1859 at 2 oCk.

Friday, the 1st day of April, 1859

Present: Messrs. Yates, Skinner, Pemberton, McKay, and Mr. Speaker.

Mr. Speaker took the Chair.

Mr. McKay Moved that the Currency Bill be reconsidered in Committee.

Mr. Yates seconded.

Carried.

Mr. Skinner Drew attention to the fact that the House had voted a sum of money £600 for the improvement of the Roads leading to the Hospital and that nothing had been done to them, & thought that a Commissioner of Roads should be appointed to superintend the keeping in repair of Roads Bridges &c.

Dr. Helmcken Gave notice of his intention to bring in a Bill to empower the Governor to macadamize the remaining of Government *Street.*, Fort St., Yates Street as far as Douglas Street & Humbolt St. and to build a Bridge over Rowe's stream, and to pay the same out of the License Fund of the ensuing year.

Mr. McKay Brought up the Report of the Committee ordered to enquire upon the best mode of Improvement of Victoria Harbour.

Ordered To be laid on table.

House then went into Committee.

Mr. Skinner in Chair.

Game Bill Passed without alteration.

The House resumed its sitting.

Mr. Skinner brought up his Report which was agreed to.

Mr. Skinner moved the House do now adjourn until Tuesday 5 April 1859 at 11 oCk.

Mr. Yates seconded.

House adjd. until 5th April at 11 oCk.

J. S. Helmcken
Speaker

Tuesday, the 5th day of April, 1859

Present: Messrs. Yates, Pemberton, Skinner, McKay, and Mr. Speaker.

Mr. Speaker took the Chair at 11 oCk. a.m.

Mr. Skinner Moved that the House do now Adjourn in consequence of the demise of the Hon. Member for Nanaimo Dr. Kennedy as a mark of respect to his family.

Mr. Pemberton seconded.

Carried.

Adjourned until Wednesday 6th April 1859 at 11 oCk.

J. S. Helmcken
Speaker

Wednesday, the 6th day of April, 1859

Present: Messrs. Pemberton, Yates, Skinner, McKay, [Helmcken].

Mr. Speaker took the Chair at 11 oCk.

Mr. Skinner Drew the attention of the House to the Road to Esquimalt.

Mr. Yates Moved the following Motion for next meeting.

That this House desires to be informed by His Excellency the Governor by what authority he proclaimed and put in force part of the Statute Law of Great Britain in this Colony.

Mr. Skinner laid on the Table a list of the Members of the Victoria Steam Navn. Company.

Mr. Pemberton Moved the 3rd reading of the Game Bill.

Mr. Skinner seconded.

Read 3rd time.

House in Committee.

Mr. Skinner in the Chair.

Currency Bill. Mr. Yates moved as an amendment that the second clause be struck out and the following adopted.

And be it enacted that the Dollar of the United States of America shall be and is hereby declared to be of the value of 50 (fifty) pence English money and this act shall be law until a mint be established in this Colony and no longer.

Mr. McKay seconded.

After a discussion the Amendment was carried and the original clause ordered to be expunged.

Dr. Helmcken Asked leave to introduce a Bill to authorize the Macadamizing certain Streets, the erection of a Bridge and to provide means for the same.

Mr. Yates seconded.

Mr. Pemberton moved that the following be added.

That 1200\$ twelve hundred Dollars be granted and the same is hereby granted for improving the approaches to the Bridges now in course of completion at Government and Store Streets.

Dr. Helmcken seconded.

Carried and ordered to be inserted in the Bill.

The House resumed its sitting. Mr. Skinner brought up the Report which was agreed to.

Mr. Pemberton Moved That information be courteously requested of his Excellency the Governor respecting the progress of the Bill to enfranchise the Town of Victoria.

Mr. [blank] seconded. Carried.

Mr. McKay moved the House do now adjourn until tomorrow at 5 oCk. p. m.

Mr. Skinner seconded. Carried.

The House stands adjourned until Thursday 7th day April 1859 at 5 oCk. p. m.

Thursday, the 7th day of April, 1859

At 5 oCk. the House met & Mr. Speaker took the Chair.

Currency Bill read 3rd time.

Bill for Macadamizing certain Streets &c. to be read 1st time.

Mr. Yates Brought forward his Motion of which he gave notice of 5th April.

Mr. Skinner seconded.

<i>Ayes</i>	<i>Noes</i>
Mr. Yates	Mr. Pemberton
Mr. Skinner.	Mr. McKay
	Mr. Helmcken.

Motion lost.

Mr. Yates gave motion of Amendments to the Bill for Macadamizing Roads &c.—
see Motion Book.

House then adjourned until 12th April 1859 at 11 oCk.

J. S. Helmcken
Speaker

Tuesday, the 12th day of April, 1859

Mr. Speaker took the Chair at 11 oClock.

[Mr. Speaker] Read messages from the Governor in answer to Address. (See
correspondence Book)

[Mr. Speaker] Read a letter from Mr. Doggett requesting to resign.
Leave granted.

Bill for Macadamizing Roads &c. Read 2nd time.

Mr. Yates proposed.

Mr. McKay seconded.

Mr. Skinner moved that a new Writ be issued for Nanaimo.

Mr. McKay seconded.

Carried.

House adjourned until Thursday 14th April at 11 oCk.

J. S. Helmcken
Speaker

Thursday, the 14th day of April, 1859

Present: Messrs. T. J. Skinner, J. Yates, J. W. McKay, J. D. Pemberton, and The Speaker.

The House went into Committee on "Bill to authorize the McAdamizing certain streets and the erection of a Bridge and to provide means for the same."

Clause 1st. Mr. Yates moved "That Humboldt St. be Macadamized only as far as Douglas Street.

Lost.

Mr. Yates then moved that Broad St. From Fort St. to the Gorge be McAdamized.

Mr. McKay Seconded.

Carried.

Mr. Yates moved That Government St. from the Gorge to the Northern limits of the Town be McAdamized.

Mr. McKay Seconded.

Carried.

Clause 2nd. Agreed to.

Clause 3rd. Mr. Yates moved that Clause 3 be expunged.

Mr. McKay Seconded. House divided:

Ayes

Noes

J. D. Pemberton

J. S. Helmcken.

J. Yates

J. W. McKay.

Carried. Clause expunged.

Clause 4th. Mr. Pemberton complained of clause being indefinite. He would move that "4000£" be put in the place of "three fourths of the sum derived."

Carried.

Clause 5. Moved that Clause 5 be transferred to the place of Clause 3.

Agreed to.

The House resumed. Mr. Skinner brought up the report, which having been agreed to, the House adjourned until Tuesday next at 11 A. M.

J. S. Helmcken
Speaker

Wednesday, the 20th day of April, 1859

Present: Messrs. T. J. Skinner, J. W. McKay, J. Yates, J. D. Pemberton, and The Speaker.

Mr. Skinner Presented a petition signed by above two hundred persons praying the removal of the bodies from the old Burial ground in Johnson Street.

Mr. Skinner Gave notice of his intention to bring in a Bill on the subject.

Mr. Yates Gave notice That this House be informed by the Member for Victoria, Colonial Surveyor, in what Districts Government reserves has been made, the numbers of the sections; how many acres in each section and that such information be recorded in the journal of the House.

Mr. McKay Moved the third reading of the Bill to authorize the McAdamizing certain roads, building a Bridge and to provide means for the same.

Mr. Yates seconded.

Read the third time and passed.

The following Bills received from The Governor and Council.

1st A bill for the passage of an Act respecting the property of Religious Institutions in the Colony of Vancouvers Island and its Dependencies.

2nd A Bill for the Passage of an Act respecting Marriages in the Colony of Vancouvers Island and its dependencies.

3rd A Bill to provide for the Registration of Conveyances and other Deeds.

The Bills having already passed the Governor and Legislative Council.

Mr. McKay moved that "The Bill for the passage of an Act respecting the property of Religious Institutions in the Colony of Vancouvers Island & its dependencies be read a first time."

Mr. Skinner seconded.

Agreed to. Ordered to be printed.

Mr. Pemberton moved the first reading of the Bill for the passage of an Act respecting marriages in the colony of Vancouvers Island and its dependencies.

Mr. McKay Seconded.

First Reading agreed to.

The Bill to provide for the Registration of Conveyances and other Deeds.

Ordered to be printed before being read.

Mr. Yates Gave notice of his intention to move an Address to the Governor on the subject of laying down Buoys in Victoria Harbour.

The Bill for the passage of an Act for the preservation of Game was received from the Governor and Council with certain Amendments therein added by the Governor and Council.

These having been laid before the House were agreed to and the Bills passed as amended.

J. S. Helmcken
Speaker

Tuesday, the 26th day of April, 1859

Present: Messrs. T. J. Skinner. J. McKay, J. Yates, J. D. Pemberton, and The Speaker.

Mr. Speaker took the Chair at 11 o'clock.

The Minutes of the last meeting having been read and confirmed.

Mr. McKay moved the First Reading of the Bill for the "Registration of Conveyances, Deeds &c."

Seconded by Mr. Skinner.

The Bill was read a first time.

Mr. Yates' Notice respecting Government Reserves was brought forward, when Mr. Pemberton asked the indulgence of the House, saying that a Statement was now being made out setting forth the number of acres reserved in each district, and that the required information should be given at the next meeting of the House.

Mr. Skinner Then introduced a Bill for the "Removal of the Remains of deceased persons from a deserted Graveyard in Victoria to the new Burial Ground there," and moved that it be read a first time.

Seconded by Mr. McKay.

Read a First Time.

Mr. Yates Moved, pursuant to notice, his address relative to the "Laying down of Buoys &c. in Victoria Harbor."

Seconded by Mr. McKay, and passed.

Mr. Yates Gave notice that at the next meeting of the House, he would move the following address to His Excellency the Governor.

That His Excellency The Governor will not cause any of the Government reserves to be sold without having the consent of the Legislative Assembly; neither will His Excellency cause to be erected any Government Buildings without their consent, the same being unconstitutional without the consent of the House, and a breach of privilege.

Mr. Skinner Gave notice that, at the next meeting he should move "that his Excellency the Governor be respectfully requested to take immediate measures for the repairing of the Esquimalt Road."

Mr. Yates Asked for information regarding the progress of the "Bill for Enfranchising the Town of Victoria."

Mr. Speaker Replied that he believed the Bill was before the Council, and had passed a second reading.

On the motion of Mr. Skinner Seconded by Mr. McKay, The House was adjourned to Thursday this 28th instant at 11 oclock A. M.

J. S. Helmcken
Speaker

Thursday, the 28th day of April, 1859

The House met this morning at 11 o'clock, pursuant to adjournment.

Present: Messrs. T. J. Skinner, J. W. McKay, J. Yates, J. D. Pemberton, and The Speaker.

Mr. Yates Brought forward his motion respecting the Reserves of Government Lands, when Mr. Pemberton presented the following Report of property reserved in the Several Districts surveyed,

GOVERNMENT RESERVES

Name of District	Sec. No.	Quantity (Acres)	Remarks
Victoria	-----	350 00	on which Mt. Douglas Stands
"	LXX	10 00	Victoria District School Grant
"	LXXXVII	178 98	Public Park.
"	LXXXVIII	23 95	Church & Parsonage Reserve.
"	"	9	James Bay Reserve
		571 93	Total Reserves for Government Purposes in Victoria District.
Esquimalt	XCVIII	350 00	Bordering on Rowe Stream
"	-----	50 00	East of Esquimalt Harbour
"	-----	90 00	Indian Reserve, West of Victoria Harbour
		490 00	Total Government Reserves in Esquimalt District
Lake	XLII	86 00	
Metchosin	XXXVIII	12	William Head
"	XX	100	Central Bentinck Island
		112 00	Total Government Reserves in Metchosin District
Sooke	XVI	111 00	
N. Saänich	1W 15N	69 00	
	1W4&5N	200 00	
	2W4&5N	114 00	
		383 00	Total Government reserves in N. Saänich
S. Saanich	1W789S	300 00	
	2W789S	194 00	
	4E678S	296 00	
	5E678S	345 00	
		1135 00	Total Government Reserves in S. Saanich
Nanaimo	-----	-----	Not Determined
Cowitchen	-----	-----	Not Determined
Fort Rupert	-----	-----	Not Determined

On motion of Mr. Skinner Seconded by Mr. McKay, "The Bill for the Removal of the remains of deceased persons from a deserted burial ground in Victoria" was read a second time.

Mr. Yates' motion for an Address to be presented to His Excellency the Governor regarding the "Sale of Government Reserves and the erection of Government Buildings" after being fully discussed, was lost by the following vote,

<i>Ayes</i>	<i>Noes</i>
J. Yates	J. D. Pemberton
T. J. Skinner	J. W. McKay
	Mr. Speaker

Mr. Skinner Moved that the following address be presented to His Excellency the Governor,

That, Six Hundred Pounds having been voted last year out of the Licence Fund for the repair of the Road to Esquimalt, His Excellency the Governor be respectfully requested to order the necessary repairs to be commenced without delay.

Mr. Yates seconded.

Passed.

Mr. Speaker Signified his intention of bringing before the next meeting of the Committee, a "Bill to compel those persons whose property had been improved by Government causing a portion of the Streets in front of such property to be paved, to complete the paving at their own proper cost."

On motion of Mr. Skinner, Seconded by Mr. McKay the House then adjourned to Monday, May 2nd at 11 o'clock A. M.

J. S. Helmcken
Speaker

Monday, the 2nd day of May, 1859

The House met this morning at 11 o'clock, pursuant to adjournment.

Present: Messrs. J. Yates, J. D. Pemberton, J. W. McKay, John Muir, and The Speaker.

The Minutes of last meeting having been read and approved.

A Message from His Excellency the Governor, accompanied by a Report from Captain Richards respecting the Survey of Victoria Harbor, and the placing of Buoys &c. on certain Rocks, was received and read.

Mr. Yates Moved that the Report of the Select Committee on this subject be read at the next meeting.

Mr. Yates gave notice that at the next meeting he would move the following resolution.

That, as His Excellency &c. (see Motion Book).⁴

⁴ See minutes for 4 May 1859, p. 93 below.

Mr. Pemberton Moved for leave to bring in a new Bill for the Extension of the Franchise.

Mr. Yates Moved as an Amendment that it be brought before the Committee.

Amendment Carried.

On Motion of Mr. Pemberton Seconded by Mr. McKay, the "Bill for the Passage of an Act respecting Marriages in the Colony of Vancouver's Island and its Dependencies" was read a Second Time.

On Motion of Mr. McKay Seconded by Mr. Pemberton the "Bill for the passage of an Act respecting the property of Religious Institutions in the Colony of Vancouver's Island and its Dependencies" was read a Second Time.

On Motion of Mr. McKay Seconded by Mr. Pemberton the "Bill to provide for the Registration of Conveyances, Deeds &c." was read a Second time.

Mr. McKay Gave notice that at the next meeting he should move for a Committee on Ways and Means to provide for the laying down of Buoys and other improvements in Victoria Harbor.

On Motion of Mr. McKay Seconded by Mr. Yates the House then adjourned until Tuesday the 3rd May at 11 o'clock A.M.

J. S. Helmcken
Speaker

Tuesday, the 3rd day of May, 1859

Mr. Speaker took the Chair at 11 o'clock.

There being no quorum present, the House adjourned until Wednesday May 4th at 11 o'clock A. M.

J. S. Helmcken
Speaker.

Wednesday, the 4th day of May, 1859

The House met at 11 o'clock A. M. Pursuant to adjournment.

Present: Messrs. J. Yates, T. J. Skinner, J. D. Pemberton, J. W. McKay, J. Muir, and Mr. Speaker.

The Minutes of the last meeting having been read and approved.

Mr. Yates moved, and Mr. Skinner Seconded the Reading of the Report of the Select Committee on the improvement of Victoria Harbour.

The Report and Estimates having been read, together with the recommendations of the Committee accompanying an Address to His Excellency the

Governor, Mr. Skinner moved that the recommendations contained in the Report be taken into consideration at the next meeting.

Agreed to.

Mr. Yates brought forward the following motion of which he had given notice at the last meeting,

That, as His Excellency the Governor has determined on removing some of the Government offices from a central position of the town to the South end of it, as well as having a bridge constructed 800 feet in length leading thereto, the Erection of which and removal of Government offices has not been brought before the representatives of the people for their consent, therefore, this House protests against the action adopted by His Excellency, and declares the same to be unconstitutional and a breach of privilege."

Mr. Speaker said that a similar motion having been brought before the House at a previous Meeting and disposed of, it could not be again brought forward.

Mr. Yates did not agree with the Speaker,—he did not consider the motions to be the same.

Mr. Skinner considered the motions to be similar but different,—he should support the motion.

The Speaker put it to the question whether they were the Same or not.

<i>Ayes</i>	<i>Noes</i>
J. D. Pemberton	J. Yates
J. W. McKay.	J. Muir
	T. J. Skinner

The Resolution was then brought forward by Mr. Yates, seconded by Mr. Skinner, and carried.

<i>Ayes</i>	<i>Noes</i>
J. Yates	J. W. McKay
J. Muir	J. D. Pemberton
T. J. Skinner.	

The House then went into Committee on the following Bills. Mr. Skinner in the Chair.

"A Bill to enforce the Completion of certain Streets already or about to be macadamized" "A Bill for the removal of the remains of deceased persons from a deserted Burial Ground" and "The Victoria Steam Navigation Bill."

1 o'clock p. m. The House resumed its sitting.

Mr. Skinner brought up the Report of the Committee.

The "Bill to Enforce the completion of certain Streets already or about to be, Macadamized" was considered and ordered to be read a first time.

The "Bill for the removal of the remains of deceased persons from a deserted Burial Ground" was considered and the following amendments were agreed to,

At Line 4 in Clause No. 1, after the words "Surveyor General of this Colony" insert the words "or some person deputed by him."

And in line 13 Clause No. 1 after the words "Surveyor General for the time of the Said Colony" insert the words "or some person deputed by him."

And at the end of the Bill, add the following clause, "That no person or persons who have heretofore removed remains coffins or other memorials of persons buried in the aforesaid Ground to any other place, shall be thereby or for any reason or act in relation thereto or connected therewith, liable to any proceedings whether at law or in equity, or to any risk or liability whatsoever for or on account thereof."

The Bill as amended passed the Committee.

Mr. Skinner said the Committee had been engaged upon the "Victoria Steam Navigation Bill" and had risen to refer a point of order to Mr. Speaker, that leave to withdraw the Bill had been asked and granted; the question was whether a Bill could be withdrawn from Committee, particularly after amendments had been proposed.

The Committee adjourned until Tuesday the 10th instant.

"The Bill to compel the completion of certain Streets already or about to be macadamized" was ordered to be read a first time at next meeting.

On motion of Mr. Yates seconded by Mr. McKay, the House adjourned to Tuesday May 10th at 11 o'clock A. M.

J. S. Helmcken
Speaker.

Tuesday, the 10th day of May, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, T. J. Skinner, J. D. Pemberton, J. W. McKay, and Mr. Speaker.

The minutes of the last meeting having been read and approved.

The Speaker, in reference to the point of order which had been submitted to him, decided that it was not in order to withdraw a bill in Committee; a bill after having passed the Committee could be withdrawn by the unanimous consent of the House, but as the Committee was not the House, it had not the power to allow its withdrawal.

The House then went into Committee on the recommendations contained in the Report of the "Select Committee on Victoria Harbour."

Mr. Skinner in the Chair.

1 o'clock p. m. The House resumed its sitting, and the Chairman brought up the Report of the Committee.

The recommendations contained in the Report were agreed to, and a copy ordered to be transmitted to H. E. the Governor.

The Chairman asked leave to sit again to go into Committee of Ways and Means "on His Excellency the Governor's message requiring a Sum of £400. for placing Buoys &c. in Victoria Harbour" on Friday 13th instant at 11 oclock A. M.

On motion of Mr. Skinner, Seconded by Mr. McKay, "The Bill for the removal of the remains of deceased persons from a deserted Burial Ground" was read a third time and passed.

Mr. McKay Introduced a "Bill to Compel the Completion of Certain Streets already or about to be macadamized" and moved its first reading.

Seconded by Mr. Yates, and "read a first time."

Mr. Pemberton Signified his intention of offering some amendments in Committee.

The Speaker then read the following communication from His Excellency the Governor.

Government House
Victoria, Vancouvers Island
7th May 1859

To the Speaker and Gentlemen of the House of Assembly

I have received a communication from your Speaker dated on the 4th of this present month, conveying copy of a Resolution which had passed the House on that day to the following effect,

"That, as His Excellency the Governor has determined on removing some of the Government offices from a central position of the Town to the South end of it, as well as having a Bridge constructed 800 feet in length leading thereto, the erection of which and removal of Government offices has not been brought before the people for their consent, therefore this House protests against the action adopted by His Excellency and declares the same to be unconstitutional and a breach of privilege."

(Mr. Yates)

I have to inform the House in reply to the subject of that Resolution, that it has been determined to erect certain buildings, to serve the public offices for the Colony, on the South side of Victoria Harbour, and to connect them by means of a Bridge over James Bay with Government Street, so as to render them of convenient access to the public.

I have resorted to that measure simply because such offices had not been provided by the Colony, and because they are pressingly wanted for the public Service; and the South Side of Victoria Harbour has been selected as the Site whereon they are to be erected, on account of its being airy spacious and convenient, and acquired without expense, while by isolation from the Town, it is in a great measure secured against the danger of conflagration, and because it is impossible to procure a Site of Extent sufficient for the purpose, in the centre of the town without incurring an enormous outlay of money.

I did not think it necessary to consult the House concerning the erection of those buildings for the reason that the House was not called upon to defray their cost and because the House has, on all occasions, declined to take any responsibility in such purely Executive matters, or (with one exception) to provide funds for any Colonial improvements whatever.

Thus the support and maintenance of places for public worship, of the Colonial Schools; the Salaries of the Clergymen and Teachers; the Construction of Roads; the erection of the Police Courts; of the Custom House and other public edifices; the Establishment of a Police Force; the administration of Justice; and all other measures providing for the public safety and convenience, have been thrown entirely upon my hands, without any pecuniary aid or assistance from the House of Assembly.

I will remind the House of Assembly of the reply to a message from me dated on the 9th of August last, representing the insufficiency of the Public Jail, and requesting their aid in providing better prison accommodation, and for the erection of an Hospital for the relief of the indigent sick.

The House on that, as on other occasions, did not grant the desired aid, and threw the entire onus of erecting such buildings on the Executive.

In respect to the expense of the Public offices now required, I have made a demand on the Agent and representative of the Hudsons Bay Company, the proprietors of Vancouvers Island, to provide the necessary funds; and he has agreed to defray all expense of erecting such buildings.

I have also to remind the House of Assembly that the building now occupied as a Government office, as well as that used for the Land office, are the property of the Hudsons Bay Co. and that those buildings have not been removed, as the Resolution of the House may be understood to imply; but merely surrendered to the Agent of that Company, on his undertaking to provide for the erection of other buildings for the Public offices of the Colony.

The offices immediately required are; a Treasury with fireproof vault; a Barrack for the Military Guard; a Land office; an office for the Registrar of Deeds and Conveyances; an office for the Colonial Secretary; a House for the Legislative Assembly; a Supreme Court; an official Residence for the Governor; and other buildings of inferior importance.

A moments consideration will satisfy the House that no site sufficiently spacious for the location of so many buildings, is obtainable in the centre of the town, without involving a very large outlay of money in buying out the rights of the present holders of land, which is now selling on Yates Street at the rate of £21 sterling a front foot, and that it would be neither proper nor judicious to pack the public offices of the Colony into a confined space without regard to arrangement and to the proper distribution of air and light.

The site which I have selected for the location of those buildings is recommended by many advantages; it being dry, airy and spacious, containing 10 Acres of Land, having a cheerful aspect, an extensive view, and being a public reserve, is acquired without expense. I propose to concentrate the public offices on that spot after a plan laid out on the most approved principles for health convenience and ornament.

The only objection made to the Site when the question was debated in Council, was its distance by the circuitous street around James' Bay from the centre of the Town; and, as that would be no doubt, have been felt as a serious inconvenience, in order to remove it I agreed to the construction of a Bridge as an Extension of Government Street.

The erection of the Bridge has been contracted for at an expense of Three Thousand Five Hundred Dollars, or about Eight Hundred pounds, which does not exceed the value of half a building lot in Centre of the Town.

I have further to observe that no part of the expense of those buildings has been provided for by the House of Assembly, or out of any monies which have been raised by their means, the whole cost being in the first place provided for by the Hudsons Bay Company, and having ultimately to be borne by the Crown; therefore the whole establishment will remain the property of the Crown till otherwise disposed of.

I would further remark for the information of the House that the Crown may lawfully construct Bridges, in any situation where they do not interfere with private rights and are conducive to public convenience, and I presume the House is not disposed to question that right.

Disclaiming any intention and assuming no right, to question the opinion of the House as to the nature and extent of its own privileges, I have entered into the Explanations herein given, to prove that the course I have, in this case, pursued, was dictated by necessity, implies no discourtesy to the House; was founded on precedent; violates no Constitutional Law; and is admitted on all sides to be of great public advantage.

(signed) James Douglas.

Mr. Pemberton moved that on Tuesday the 17th instant at 11 o'clock A. M. the House go into a committee of the whole to take His Excellency's message into consideration.

Seconded by Mr. Skinner, and Agreed to.

Mr. McKay enquired what progress had been made in Council with the new "License Law" Bill.

On Motion of Mr. McKay Seconded by Mr. Yates, The House adjourned until Friday the 13th Inst. at 11 o'clock a. m.

J. S. Helmcken
Speaker.

Friday, the 13th day of May, 1859

There being no quorum present, The House adjourned until Monday May 16th at 11 o'clock A.M.

J. S. Helmcken
Speaker.

Monday, the 16th day of May, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, T. J. Skinner, J. W. McKay, J. D. Pemberton, and The Speaker.

The minutes of the last meeting having been read and approved.

The Speaker In answer to a question put by Mr. McKay on a previous occasion, said that the "New License Law" was before the Council, but he thought it improbable that it would pass in its present form.

The House went into Committee of Ways and Means, "to provide for the laying down of Buoys &c. in Victoria Harbour," and The Consideration of the following Bills.

"Bill respecting the property of Religious Institutions in Vancouvers' Island."

"Bill respecting Marriages in Vancouvers' Island."

Mr. Skinner in the Chair.

1 o'clock p. m. The House resumed its sitting.

The Chairman brought up the Report of the Committee.

The Committee on Ways and means had adopted the following answer to His Excellency the Governors' requisition for £400. for the Buoying &c. of Victoria Harbour, moved by Mr. Pemberton, Seconded by Mr. Yates.

In reply to Your Excellency's requisition for £400., for the purpose of Buoying &c. Victoria Harbour, The House begs respectfully to inform Your Excellency that they have no funds, but strongly recommend the "Execution of the same."

The "Bill respecting the property of Religious Institutions" was considered.

The Clauses having been read and agreed to.

Mr. Helmcken moved that the following Clause be added to the Bill, "That nothing in this Bill shall empower any Trustees of any Religious Body to construct or occupy or use lands for Burial purposes within Towns or Cities in Vancouvers Island or its dependencies."

Seconded by Mr. McKay, and Carried. (passed Committee)

The "Bill respecting Marriages in Vancouvers' Island and its Dependencies" was considered.

Section IX was expunged.

In Section XI the word "void" in Marginal note, was ordered to be altered to "valid."

And the Bill as Amended passed the Committee.

Mr. Helmcken recommended the introduction of a Bill for the Registration of Births and Deaths.

On Motion that the Report of the Committee be agreed to, Mr. Yates objected, Saying he wished to move for a reconsideration of Mr. Pemberton's motion in answer to His Excellency the Governors requisition for £400 for Buoying Victoria Harbour.

Mr. Yates motion for reconsideration having been Seconded by Mr. Skinner, was lost, and the Report of the Committee was agreed to.

On Motion of Mr. McKay, Seconded by Mr. Skinner, "The Bill to Compel the completion of certain Streets already or about to be macadamized," was read a Second time.

On Motion of Mr. Yates, Seconded by Mr. McKay, "The Franchise Bill" was read a First Time.

Mr. McKay moved that it be read a Second time on Tuesday the 24th instant. Seconded by Mr. Yates, and Carried.

The House was adjourned until tomorrow, Tuesday May 17th at 11 oclock A. M.

J. S. Helmcken
Speaker.

Tuesday, the 17th day of May, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, T. J. Skinner, J. W. McKay, J. D. Pemberton, and Mr. Speaker.

The House went into Committee of the Whole to take into consideration the message of His Excellency the Governor dated May 7th.

Mr. Skinner in the Chair.

At 1½ o'clock p. m. the House resumed its sitting.

The Chairman brought up the report of the Committee.

The Governors' Message having been read, The Chairman asked what reply Should be made thereto?

Mr. Yates moved that the communication should simply be acknowledged without comment.

Mr. Pemberton would add "that His Excellency be thanked for the courteous information contained in his message."

Mr. Yates objected, he did not perceive any courtesy at all in the message.

Mr. Helmcken had waited patiently for gentlemen on the other side to offer some resolution in answer to His Excellency's message, but as they seemed unable to agree, he would offer some remarks. The Governors message would shew that the motion of the House on the 4th instant was erroneous—that it was founded on the erroneous supposition that a removal of Government offices was to take place; and he (Mr. Helmcken) thought that when the House was convinced it had acted erroneously, the most dignified course was to acknowledge the error, and recede from the resolution it had passed; he would move "That the motion of 4th May be Expunged from the Books of the House."

Mr. Yates said the motion, according to parliamentary rules, could not be expunged.

Mr. Helmcken did not agree with the Hon. Member; he cited the case of Mr. Wilkes in the House of Commons, who had been expelled, and afterwards reelected, and all motions against him were ordered to be expunged from the books.⁵

Mr. Pemberton was of opinion that the least the House could do, was to acknowledge the Message courteously, the motion had been carried under the erroneous supposition that the land about to be sold and the buildings to be removed were Government property, when in fact they were the property of the Hudsons Bay Company.

Mr. Yates said his motion of 4th May was not founded upon information either correct or incorrect, but entirely upon the unconstitutionality of the Governors action; and he was surprised to hear the Hon. Member (Mr. Pemberton) give utterances to such an explanation as that about "incorrect information."

⁵ John Wilkes (1727–97), a celebrated English politician and agitator, was expelled from Parliament in 1764. For details of his career, see, *Dictionary of National Biography*, 63 vols., Sydney Lee, ed. (London: Smith, Elder & Co., 1900), LXI, 242–50.

Mr. Pemberton moved the following resolution:

The House of Assembly begs to acknowledge the receipt of your Excellency's courteous and candid reply, to thank your Excellency for the information therein contained, and further to state that in their communication to your Excellency dated May 4th containing the following resolution of the House

That, as His Excellency the Governor has determined on removing some of the Government offices from a central position of the Town to the South End of it, as well as having a Bridge constructed 800 feet in length leading thereto, the erection of which and removal of Government offices has not been brought before the Representatives of the people for their consent.

Therefore, this House protests against the action adopted by His Excellency and declares the same to be unconstitutional and a breach of privilege.

(Mr. Yates)

They were actuated by information which was incorrect.

Seconded by Mr. Helmcken and Carried.

Mr. Yates only protesting against it.

Mr. Helmcken moved that the following address be added to Mr. Pemberton's resolution, and transmitted to His Excellency the Governor,

But the House cannot allow the following remarks of your Excellency to remain unnoticed,

I did not think it necessary to consult the House concerning the erection of those Buildings, for the reason that the House was not called upon to defray their cost, and because the House has on all occasions declined to take any responsibility in such purely Executive matters, or, with one exception to provide funds for any colonial improvements whatever.

Thus the support and maintenance of places for public worship, of the Colonial Schools, the salaries of the Clergymen and Teachers, the construction of Roads, the erection of the Police Courts, of the Custom House, and other public edifices, the establishment of a Police Force, the Administration of Justice, and all other measures providing for the public safety and convenience, have been thrown entirely upon my hands, without any pecuniary aid or assistance whatever from the House of Assembly.

I will remind the House of Assembly of the reply to a message from me dated the 9th of August last, representing the insufficiency of the public jail, and requesting their aid in providing better prison accommodation, and for the erection of a Hospital for the relief of the indigent Sick. The House on that, as on other occasions, did not grant the desired aid, and threw the entire onus of erecting such Buildings on the Executive.

In reply to these declarations, the House must refer to various resolutions and the replies thereto, to show that the policy of the House was not intended to throw all the onus and responsibility upon Your Excellency's hands, of which such loud complaint is made, but on the contrary with an exactly opposite desire.

The House of Assembly met for the first time August 12th 1856, and on the 28th of November of the same year requisition is made to know "what funds are under the controul of the House?"

December 6th 1856 the following reply is received,

I am not at present prepared to give the House a decided and reliable answer. My own impression however is, that the House can exercise a direct controul only over the revenue raised in the Colony through the Act of the General Legislature. The Revenue derived from the Tax on Licensed Houses, is therefore I conceive the only one at our disposal: the proceeds arising from Land Sales, Royalties &c: being remitted and placed to account of the Reserve Fund in England, which is however also exclusively applicable for Colonial purposes, with the exception of 10 per cent allowed by virtue of the charter of Grant to the Hudsons Bay Co.

August 17th it is resolved "that in the opinion of this House the income derived from the Customs Department is under the controul of the Legislature such income being derived in virtue of regulations made by the Colonial Government."

A reply to this is received August 23rd 1858.

"That the Income derived from the dues on Shipping must in the first place be applied to the payment of the officers employed and the other necessary Expenses of the Department, and should any Balance remain after paying those Expenses, the sum will be applied to meet the General Expenditure of the Colony.

When Customs Duties are levied in this Colony which is however not the case at present, the revenue so raised will be at the disposal of the Colonial Legislature.

By these documents your Excellency will perceive that the Trust Fund and other proprietary revenues have not been at the disposal of the Legislature, and therefore when the House transmitted "The Report of the Select Committee appointed to enquire into the Postal arrangements of the Colony" (April 7th 1857) and also transferred a petition from certain Colonists praying for "Roads and improvements of Roads" recommending the same to the attention of your Excellency, and when to the same the following reply was received (April 21st 57).

I have received the Report of the Committee on Postal arrangements and the Petition from certain Colonists praying for the improvements of part of the public roads and for the opening new Roads in the District of Victoria.

Feeling the great importance of the objects recommended in those papers, I am of opinion that no time should be lost in providing means for initiating a Postal system, securing at once the twofold object of safety and despatch in the transmission and delivery of letters, and also that a provision should be immediately voted by the House for the improvement and opening of Public Roads.

The probable outlay which will thereby be incurred will be about £1400.0.0. The House reported (May 5th 1857)

That there are not any funds at its disposal to meet the suggestion relating to the construction of a postal system.

With regard to appropriating £900 for Roads. The House is of opinion that the legitimate funds for such purposes are those derived from Sales of Land, Royalties &c. but the House having been given to understand, that the sums derived from such sources are not under the controul of the Legislature, cannot make any appropriation therefrom, and indeed the documents already laid before the House, indicate that such funds have already been exhausted.

The House has also reason to believe that the Income of the present year will not more than balance the expenditure, and therefore if the appropriation were made the House would be under the necessity of raising the Amount.

But the House is humbly of opinion that it would be unconstitutional to levy taxes until the Legislature be more complete, and the Town represented as well as the Districts, and the House further conceives, that before such a step were taken as that of raising taxes, the entire revenue ought to be placed under the Controul of the Legislature of this Island to be by them appropriated as might be deemed most expedient to the welfare of the Colony.

Upon these grounds the House cannot make the appropriations suggested, but can only recommend that if such roads cannot be made, their course should be plainly marked out, until the time arrives that sufficient funds shall be at hand to complete such ways of communication.

From these documents it will appear that so far from the House wishing to thrust all the burthen upon your Excellency, it only had the desire that the funds should be placed under the controul of the Legislature, and thus relieve your Excellency from the great responsibility; but it is admitted that the House has no right to claim any controul over these funds.

It will moreover appear that the principle that has guided the House is explained by the preceeding records.

In order to fulfill our part of the requirement a Bill passed the House June 1st 1857 "To enfranchise the Town of Victoria" and was forwarded to Your Excellency and Council, where it still remains for consideration.

It will now be apparent "why the House has declined" to provide "funds for any improvement whatever" and the House will give one more reason, vizt.: that the Charter of Grant of the Island to the Hudson's Bay Co. especially provides that the Civil and Military expenses should be borne by the Hudson's Bay Co., such expenses to be repaid them should the Crown resume possession of the Island.

The House therefore considered that any debt incurred without their consent, would be borne by the Hudson's Bay Co., and ultimately by the Crown, and could not be thrust upon the Colonists hereafter, without their consent having been first obtained.

The House is reminded of a reply to a message of the 9th August from your Excellency, wherein requisition is made for funds to construct a prison.

The House has referred to the same and finds in its reply,

The House presumes a new one (prison) will have to be built and is more-over of opinion that the proper funds for that purpose are those derived from the Sales of Land &c. over which the House, as stated by your Excellency, has no controul, and therefore is relieved from voting any sum of money for the above purpose.

Your Excellency will observe that the principle here continued is the one adopted by the House (May 5th 1857).

With regard to the Hospital the House resolved.

The House does not consider such an Institution should be supported by the Colonial Government, but thinks that such benevolent objects should be left to the good feeling and charity of the public, but at the same time the House agrees, that when such an Institution is properly projected and in process of being carried out the Government should lend assistance to the scheme and promote the same in every constitutional way.

There is nothing in this which the House would alter.

With regard to the support and maintenance of Clergymen and places of public worship, The House has already resolved

That the House was averse to making reserves for the purpose of endowing or supporting any religious establishment, considering the same unadvisable and objectionable.

So that the opinion of the House is, that the Church should support itself.

As to the expense of the public Buildings already or about to be erected not being defrayed by the House; the House considers the building of those to be incumbent upon (when found necessary) the Hudson's Bay Co. by virtue of the Grant of the Island; therefore the onus of erecting those buildings has not been thrown upon your Excellency by the House of Assembly, but rather that the burden lies upon your shoulders by virtue of position and controul of the funds, the House not having been allowed to share the weight, by not having had given to them a voice in the controul of those funds; a voice they could not claim by right, but which they hoped and do hope to acquire.

The House having thus by explaining the course it has pursued, exonerated itself from the charges made, would at the same time not detract from the credit and honor due to your Excellency for the Exemplary manner in which for the last eight years the Government of this Island has been carried on, and are not unmindful of the indefatigable exertions made to advance her prosperity; not only by constance watchfulness but also by the judicious use of the funds entrusted to your charge.

The Address having been Seconded by Mr. McKay, was carried, by the following vote

<i>Ayes</i>	<i>Noes</i>
J. S. Helmcken	J. Yates
J. W. McKay	J. A. Pemberton.
T. J. Skinner.	

On the question that the report of the Committee be agreed to The House divided

Ayes

Noes

J. D. Pemberton

J. Yates.

T. J. Skinner

J. W. McKay.

Mr. Speaker wished that an early day should be fixed for the consideration of the
"Bill for the Registration of Deeds &c."

On motion the House adjourned until Thursday 26th instant at 11 o'clock A. M.

J. S. Helmcken
Speaker.

Thursday, the 26th day of May, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, T. J. Skinner, J. W. McKay, J. D. Pemberton, and Mr. Speaker.

The Minutes of last meeting were read and approved.

Mr. Skinner Enquired if a report which he had heard, that a new Member had been returned for Nanaimo, was correct?

The Speaker said he had no official information on the subject.

On motion of Mr. McKay, seconded by Mr. Skinner, The "Bill respecting the Property of Religious Institutions" was read a third time, and *passed*.

On motion of Mr. Pemberton Seconded by Mr. McKay, The "Bill respecting Marriages in Vancouver's Island and its Dependencies" was read a third time and passed.

Mr. Pemberton moved the Second Reading of "The Franchise Bill."

Seconded by Mr. Yates.

Read a Second time, and ordered to be considered in Committee on Thursday next June 2nd at 11 o'clock A. M.

The House went into Committee, on "The Bill to Enforce the Completion of certain Streets already or about to be macadamized."

Mr. Skinner in the Chair.

1 o'clock p. m. The House resumed its sitting.

The Chairman Brought up the Report of the Committee.

"The Bill to Enforce the Completion of certain Streets already or about to be macadamized" Had been considered, and the following amendments agreed to.

In Clause VI. Line 11. after the words "*rate of*" substitute the word "*twelve*" for the word "*ten*".

In Clause X. Line 12—after the words "*rate of*" substitute the word "*twelve*" for the word "*ten*."

Clause XI to be expunged.

The Report of the Committee having been agreed to, Mr. McKay Moved that the "Bill for the Registration of Conveyances, Deeds &c." be made the Special order for Tuesday June 7th at 11 o'clock A. M.

Seconded by Mr. Skinner and carried.

On motion the House then adjourned until Thursday June 2nd at 11 oclock A. M.

J. S. Helmcken
Speaker

Thursday, the 2nd day of June, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, T. J. Skinner, J. W. McKay, J. D. Pemberton, Mr. Speaker.

The Minutes of last meeting having been read and confirmed.

The Speaker read the following communications from His Excellency the Governor.

1.

Victoria Vancouvers Island
28th May 1859

To the Speaker and Gentlemen of the House of Assembly.

Gentlemen

I have to acknowledge the receipt of your Speakers communication of the 26th May, transmitting Bills noted on the other side hereof, with amendments; and the same shall be laid before the Council for consideration.

(Signed) James Douglas
Governor.

Bill respecting Marriages in Vancouvers Island
Bill respecting Property of Religious Institutions.

2.

Victoria, Vancouver's Island
28th May 1859

To the Speaker and Gentlemen of the House of Assembly.

Gentlemen,

I have to acknowledge the receipt of a communication from your Speaker, of the 17th instant, transmitting "A Bill to remove the remains of deceased persons from a deserted graveyard in Victoria to the new Burial Ground there" which passed the House of Assembly on the 10th of May.

(signed) James Douglas
Governor.

3.

Victoria Vancouvers Island
28th May 1859

To the Speaker and Gentlemen of the House of Assembly.

Gentlemen

I have received your Speakers communication of the 16th May, returning the copy of Captain Richards Report and Survey of the Harbour of Victoria, and transmitting the Report of the Select Committee appointed to enquire into the best method of rendering the entrance of Victoria Harbour more practicable for Ships, and the same will have my careful attention.

(Signed) James Douglas
Governor.

4.

Victoria, Vancouver's Island
30th May 1859.

To the Speaker and Gentlemen of the House of Assembly.

Gentlemen

I have received a communication from your Speaker, dated on the 17th of May, containing an address in reply to my message of the 7th instant, and I am happy to observe that the information therein communicated has proved satisfactory to the House.

(Signed) James Douglas
Governor.

5.

Victoria, Vancouver's Island
30th May 1859.

To the Speaker and Gentlemen of the House of Assembly.

Gentlemen,

I have received your Speaker's Communication of the 16th May, declaring the inability of the House, to provide funds for defraying the expense of buoying the Harbour of Victoria. The House nevertheless recommend that measures should be taken for carrying that highly necessary improvement into effect, and I have for that reason, and with the view of rendering the Harbour at once safe and accessible for shipping, authorized the expenditure of Two Hundred and Fifty Pounds for that object, trusting that the House will make provision for the liquidation of that sum, in their future grants of money for the Public Service.

(Signed) James Douglas
Governor.

The Speaker Said that the writ for Nanaimo had been returned to the House by the Sheriff; and that John George Barnston Esquire had been elected to serve as Member for that District.

He did not see the Honorable Gentleman present.

Mr. Skinner Gave notice of the following motion,

I move for all papers and Documents to be laid on the Table of this House, relating to the Election for Nanaimo.

Also for a list of voters qualified to vote for Nanaimo.

On the question that the House do now go into Committee on the "Franchise Bill",

After some discussion on the inconvenience of properly considering so important a measure at that hour of the day, it was agreed to postpone the consideration of the "Franchise Bill" and make it the Special order for the next evening.

The House then adjourned until Friday June 3rd at 5 o'clock p. m.

J. S. Helmcken
Speaker

Friday, the 3rd day of June, 1859

The House met at 5 o'clock p. m. pursuant to adjournment, but there being no quorum present Adjourned until Monday June 6th at 5 o'clock p. m.

J. S. Helmcken
Speaker.

Monday, the 6th day of June, 1859

The House met at 5 o'clock p. m. pursuant to adjournment.

Present: Messrs. J. Yates, T. J. Skinner, J. W. McKay, J. D. Pemberton, and The Speaker.

The Speaker having taken his seat.

Mr. McKay and Mr. Pemberton introduced Mr. J. G. Barnston, the newly returned Member for the District of Nanaimo.

Mr. Speaker Enquired if the Hon. Gentleman was prepared to qualify?

Mr. Barnston Said he was not at present prepared to qualify.

Mr. Speaker Said in that case the Hon. Gentleman could not take his seat; and that the Election was null.

Mr. McKay moved That a new writ do issue forthwith for the District of Nanaimo. Seconded by Mr. Pemberton.

The House divided,

<i>Ayes</i>	<i>Noes</i>
J. W. McKay	J. Yates
J. D. Pemberton.	T. J. Skinner.

Mr. Speaker said as the votes were equal he should give his casting voice in favor of the new writ, as there was no more reason why the Election should not take place now than before.

The House went into Committee on "The Franchise Bill."

Mr. Skinner in the Chair.

7½ o'clock p. m. The House resumed its sitting.

The Chairman said the "Franchise Bill" had been under consideration, but the Committee had not completed the discussion of the various clauses, And asked leave to sit again on Wednesday June 8th at 5½ o'clock p. m.

Leave Granted.

On Motion the House then adjourned until Wednesday June 8th 1859, at 5½ o'clock p. m.

J. S. Helmcken
Speaker.

Wednesday, the 8th day of June, 1859

The House met at 5½ o'clock p. m. pursuant to adjournment.

Present: Messrs. J. Yates, T. J. Skinner, J. W. McKay, J. D. Pemberton, and Mr. Speaker.

The minutes of last meeting having been read and confirmed.

The House went into Committee on "The Franchise Bill."

Mr. Skinner in the Chair.

At 7½ o'clock p. m. The House resumed its sitting.

The Chairman of the Committee on the "Franchise Bill" reported that they had not completed the consideration of the Bill, and asked leave to sit again for that purpose on Tuesday next the 14th instant at 5½ o'clock p.m.

Leave Granted.

Mr. Speaker called the attention of the House to the fact that the present "license law" would remain in force but a short time longer, provision having been made for its operations to Exist for one year only, and as the period for granting the yearly licenses would arrive almost immediately, it was necessary that steps should be taken at once to supply the deficiency by framing a new Bill to Extend the time.

The House then adjourned until Tuesday the 14th Instant at 5½ o'clock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 14th day of June, 1859

The House met at 5½ o'clock p. m., But, there being no quorum present, Adjourned until Tuesday the 21st instant at 5½ o'clock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 21st day of June, 1859

The House met at 5½ o'clock p. m. and There being no quorum present, Adjourned until Friday June 24th 1859 at 5½ o'clock p. m.

J. S. Helmcken
Speaker.

Friday, the 24th day of June, 1859

The House met at ½ past 5 o'clock p. m. pursuant to adjournment.

Present: Messrs. J. Yates, T. J. Skinner, and Mr. Speaker.

There being no quorum adjourned until Monday 27th instant at 11 o'clock A. M.

J. S. Helmcken
Speaker.

Monday, the 27th day of June, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, J. D. Pemberton, and Mr. Speaker.

The minutes of the previous meeting having been read and confirmed.

The House went into Committee on "The Franchise Bill."

Mr. Skinner in the Chair.

At ½ past 1 o'clock p. m. The House resumed its sitting.

The Chairman having brought up the Report of the Committee on the "Franchise Bill", Mr. Yates Moved for a re-committal of Clause VI.

The motion having been Seconded by Mr. McKay and carried, The House again resolved itself into Committee.

At 2 o'clock p. m. The House resumed its sitting.

The Report of the Committee on the "Franchise Bill" having been brought up by the Chairman, with the additional Amendments, Was read and adopted and The Bill ordered to be engrossed and read a Third time.

Mr. McKay Introduced a "Bill to extend the duration of the laws relating to Inns Public and Beer Houses", And moved its First reading, Seconded by Mr. Skinner and Read a First time.

And ordered to be read a Second time at next meeting.

On Motion the House then adjourned until Thursday next the 30th instant at 5½ o'clock p. m.

J. S. Helmcken
Speaker.

Thursday, the 30th day of June, 1859

The House met at 5½ o'clock p.m. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, J. D. Pemberton, and Mr. Speaker.

The Minutes of the last meeting having been read and confirmed.

The Speaker read the following communication from His Excellency the Governor.

Victoria Vancouvers Island
29th June 1859

To the Speaker of the House of Assembly

Sir,

I have the honor to enclose herewith a Return from Alfred R. Benson Esquire dated on the 23rd of instant, showing that an Election was held at Nanaimo on the 23rd of instant, and that John Swanston [Swanson] Esquire was duly elected Representative for that place.

(Signed) James Douglas
Governor.

The Speaker remarked the Return mentioned as being enclosed, did not accompany the communication.

Mr. Yates Enquired if certain information he had received, to the effect that the Hon. Member for Sooke had resigned his seat in that House, was correct?

Mr. Skinner Asked if the Hon. Member *could* resign his seat?

Mr. Speaker Said he had received no official information on the subject, but he had heard that the Member for Sooke had received an appointment under the Government, which would of course incapacitate him from continuing to sit as a Member of that House; he presumed if such were the case, the House would be duly informed on the matter.

Mr. McKay Moved the Second Reading of "A Bill to Extend the duration of the Laws relating to Inns Public and Beer Houses."

Seconded by Mr. Skinner, and ordered to be read a third time at next meeting.

Mr. Skinner Introduced "A Bill to create certain Wardens for the Surveillance of the Hills of Vancouvers Island" And moved its First Reading.

Seconded by Mr. McKay and read a First Time, and ordered to be read a second time at next meeting.

On Motion, the House then adjourned until Monday next July 4th 1859, at 11 o'clock A. M.

J. S. Helmcken
Speaker.

Monday, the 4th day of July, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, J. D. Pemberton, and Mr. Speaker.

The Minutes of last meeting having been read and confirmed

Mr. Speaker Read the following Communication from His Excellency The Governor,

Victoria Vancouvers Island
1st July 1859

The Speaker of the House of Assembly

Sir

I have the honor to acknowledge the receipt of your communication of the 30th of June.

The Return from Alfred R. Benson Esquire omitted through inadvertence in my letter of 29th June, is now herewith transmitted.

(Signed) James Douglas.

Mr. Skinner Moved for the following return,

That His Excellency the Governor be respectfully asked to inform this House if any despatches have been received from the Home Government relative to the future government of this Colony.

Seconded by Mr. Yates, and Carried.

Mr. Yates Gave notice that at the next meeting he should move:

That His Excellency the Governor be respectfully requested to furnish this House with a detailed account of Revenue and Expenditure from the first of June to the first of July of the present year; also a list of all persons employed in the Service of the Government, setting forth their respective offices and Salaries.

On motion of Mr. McKay, Seconded by Mr. Skinner, "A Bill to Enforce the Completion of certain Streets, already or about to be macadamized", was read a third time, and passed.

On Motion of Mr. Pemberton, Seconded by Mr. Yates, "A Bill to increase the number of Representatives of the people of this Colony in the House of Assembly, and to Create New Electoral Districts, and for other purposes", Was read a Third time and passed.

On Motion of Mr. McKay, Seconded by Mr. Skinner, "A Bill to Extend the duration of the Laws relating to Inns Public and Beer Houses", was read a third time, and passed.

On Motion of Mr. McKay, Seconded by Mr. Pemberton, "A Bill to Create certain Wardens for the Surveillance of the Hills of Vancouvers Island," was read a Second time, and ordered to be considered in Committee at next meeting.

"A Bill for the Registration of Deeds, Conveyances &c." was taken from the table, and its consideration was postponed to a future day.

Mr. Speaker Gave notice that at the next meeting he should bring forward "The Victoria Steam Navigation Bill."

On Motion the House then adjourned until Thursday next the 7th instant at 6 o'clock p. m.

J. S. Helmcken
Speaker.

Thursday, the 7th day of July, 1859

The House met at 6 o'clock p. m. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, J. D. Pemberton, and Mr. Speaker.

The Minutes of the last Meeting having been read and Confirmed.

Mr. Speaker Read the following communication from His Excellency the Governor,

Government House
Victoria, July 7th 1859.

To the Speaker and Gentlemen of the House of Assembly,

I herewith enclose a copy of a "Bill to provide for the passage of an Act to Authorize and regulate the Sale of Wines, Spirits and other Liquors" which has this day passed the Council.

After due consideration the Council were of opinion that the Bill passed by the House of Assembly and sent up to the Council, entitled "A Bill to Extend the duration of the Laws relating to Inns, Public and Beer Houses" would have been incomplete and inoperative as a Legislative Enactment, and that it would therefore be better to revise all the measures which have been previously passed on the Subject, and to Embody them in one Act, which has been done in the Enclosed Bill.

(Signed) James Douglas
Governor.

Mr. Yates Presented the following Petition.

To the Honorable The House of Assembly of Vancouvers Island.

Your petitioners the undersigned actual residents of this Colony, and deeply interested in its prosperity, having viewed with alarm the departure of many of Her Majesty's Loyal Subjects and others from this Colony to the neighbouring Republic,

and having learned that their departure has been induced by the difficulty of obtaining Agricultural Lands at once, on application, and by not being obtainable on such terms as would afford equal encouragement to actual Settlers, in this Colony, as are offered in the neighbouring Republic, and believing that we shall lose many more of Her Majesty's Loyal Subjects and others whom it is desirable to retain, as well as induce those who are now on the way here or desirous of coming, to turn their attention to Countries where greater encouragement is offered to Agriculturalists and persuaded that except the Land System of the Colony is materially modified, the prosperity and settlement of the Country will be seriously retarded, and believing that the encouragement of Agriculture is the surest way to secure the enduring prosperity of the Country and that a Liberal Land System is best calculated to rapidly populate the Colony, and holding that the Public Lands are the patrimony of the People vested in the Crown for their benefit, and presuming that Your Honorable Body have at heart the well being and prosperity of the Country, and are desirous of introducing those changes which you may deem necessary to secure so desirable a result.

Therefore, Your Petitioners would respectfully submit to your Honorable Body that they humbly pray that the Crown Lands of this Colony may be opened at once to actual Settlers, that a preference may be given to them in the choice of the Public Lands, surveyed or unsurveyed, over Capitalists, that they may be secured in a preëmptive right, that the highest price of Land to actual Settlers may not exceed one Dollar and Twenty Cents per Acre, or such price as will barely cover the Expenses of Survey, and that five Years may be allowed for its payment.

All of which is most respectfully Submitted, hoping that it may please Your Honorable Body to take this our Humble Petition into your favorable consideration, and Your petitioners as in duty bound will every pray.

Victoria 2nd July 1859.

The Committee duly appointed by the inhabitants of Victoria at a Public Meeting held at the Assembly Hall, Victoria this day, to present this their Petition.

Signed,
Chas. B. Young
Alfred Waddington
Thos. Harris
Geo. I. Wight
Jas. N. Thain

Which was read, and on Motion of Mr. Skinner, Seconded by Mr. Yates. Ordered to be taken into consideration at a Subsequent meeting.

Mr. Yates Then brought forward the following motion, of which he had given notice at a previous meeting, (see Motion Book, July 4th) and moved its adoption,

Seconded by Mr. Skinner, and agreed to, *nem. con.*

The Bill from the Governor and Council, being a codification of Laws previously passed, entitled A "Bill to provide for the passage of An Act to authorize and regulate the Sale of Wines, Spirits and other Liquors," Was read a first time, and ordered to be read a Second time at next meeting.

On Motion that the House do now go into Committee on "The Victoria Steam Navigation Bill."

Mr. Skinner and Mr. Pemberton objected, and the consideration of the Bill was postponed to a future day.

The House then went into Committee on "The Bill to create certain Wardens for the surveillance of the Hills of Vancouver's Island."

Mr. Skinner in the Chair

At 7½ o'clock p. m. The House resumed its Sitting, and the Chairman Brought up the Report of the Committee.

The Report having been agreed to, Some conversation took place between Mr. Skinner and Mr. Pemberton relative to the Cowetchin Lands sold last Year.

On Motion the House adjourned until tomorrow Friday July 8th at 6 o'clock p. m.

J. S. Helmcken
Speaker

Friday, the 8th day of July, 1859

The House met at 6 o'clock p. m. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, J. D. Pemberton, and Mr. Speaker.

The Minutes of last meeting having been read and confirmed.

On Motion of Mr. Skinner, Seconded by Mr. McKay, "A Bill to Create certain Wardens for the Surveillance of the Hills of Vancouvers Island" was read a third time, and passed.

On Motion of Mr. McKay Seconded by Mr. Yates, "A Bill to provide for the passage of an Act to authorize and regulate the Sale of Wines, Spirits and Liquors", was read a Second time, and ordered to be considered in Committee on Monday 11th instant at 6 o'clock p.m.

Mr. Skinner Asked for leave to move the following resolution.

That His Excellency the Governor be respectfully asked to inform this House whether the Legislature of this Colony has the power to modify the Land System?

Leave having been granted, the Resolution was carried, and the House adjourned until Monday the 11th instant at 6 o'clock p.m.

J. S. Helmcken
Speaker

Monday, the 11th day of July, 1859

The House met at 6 o'clock p.m. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, J. D. Pemberton, and Mr. Speaker.

The Speaker Read a Communication from Mr. Skinner, stating his inability to attend in consequence of sickness, And there being no quorum present, the House adjourned until Wednesday the 13th instant at 11 o'clock A.M.

J. S. Helmcken
Speaker.

Wednesday, the 13th day of July, 1859

The House met at 11 o'clock A.M. pursuant to adjournment.

In consequence of Mr. Skinner's continued indisposition he was unable to attend, and There being no quorum present, The House adjourned until Friday the 15th instant at 11 o'clock A.M.

J. S. Helmcken
Speaker.

Friday, the 15th day of July, 1859

The House met at 11 o'clock A.M. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, J. D. Pemberton, and Mr. Speaker.

The Minutes of the last meeting having been read and confirmed.

The Speaker read the following Communications from His Excellency the Governor.

1.

Government House
July 8th 1859.

To the Speaker and Gentlemen of the House of Assembly.

I have to acknowledge the receipt of the Speakers Communication of July 4th instant, transmitting the following Bills which had passed the House of Assembly: namely,

1. "A Bill to enforce the Completion of certain Streets already or about to be macadamized."
2. "A Bill to increase the number of the Representatives of the people of this Colony in the House of Assembly, and to create new Electoral Districts, and for other purposes."
3. A Bill to Extend the duration of the Laws relating to Inns Public and Beer Houses.

I shall take an early opportunity of laying these measures before the Council for its Consideration.

Signed James Douglas
Governor.

2.

Government House
July 8th 1859.

To the Speaker and Gentlemen of the House of Assembly

I herewith inform the House that the "Bill to authorize the Macadamizing certain Streets and to provide means for the same" has this day passed the Council without amendment.

Signed James Douglas
Governor.

3.

Government House
July 11th 1859.

To the Speaker and Gentlemen of the House of Assembly,

I have received Your Speaker's Communication of the 4th instant and have to state in reply to your address that I have received no instructions from Her Majesty's Government relative to the future system of Government of Vancouvers Island, nor have I received intimation that the rights of the Hudsons Bay Co. in Vancouvers Island have been resumed by the Crown.

(Signed) James Douglas
Governor.

4.

Government House
July 11th 1859

To the Speaker and Gentlemen of the House of Assembly

I have received your Speakers letter of July 8th transmitting a "Bill to Create Certain Wardens for the Surveillance of the Hills of Vancouvers Island" and I have to inform you that the same has been this day laid before the Council for its consideration, and read the first time.

(Signed) James Douglas
Governor.

5.

Government House
July 11th 1859.

To the Speaker and Gentlemen of the House of Assembly.

I have to acknowledge Your Speakers Communication of the 8th instant conveying the resolution that I should inform the House "whether the Legislature of this Colony has the power to modify the land System."

I would in reply inform the house that the Legislature does not possess that power; but I would add that if the House of Assembly should think proper to follow the course adopted by the Legislatures of New South Wales, Victoria, and of other Colonies in Australia, namely to grant a Civil List which will provide for the Expenditure of the Colony, I shall be happy to recommend to the Imperial Government that the management and Control of the Crown Lands in the Colony, subject to such reserves as may be required for Imperial purposes, and the appropriation of the proceeds of the Sales of such lands, shall be vested in the Colonial Legislature.

(Signed) James Douglas
Governor.

The House went into Committee on the "Bill to provide for the passage of an Act to authorize and regulate the Sale of Wines Spirits, and other Liquors."

At 1 o'clock p.m. the House resumed its sitting.

The Chairman Having brought up the Report of the Committee on the "Bill to provide for the passage of an Act to authorize and regulate the Sale of Wines Spirits and other Liquors"—it was read and agreed to, and the Bill ordered to be read a third time at next meeting.

On Motion, the House then adjourned until Monday the 18th instant at 11 oclock A.M.

J. S. Helmcken
Speaker.

Monday, the 18th day of July, 1859

The House met at 11 oclock A.M. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, J. D. Pemberton, and Mr. Speaker.

The Minutes of the last meeting having been read and Confirmed.

Mr. Speaker read the following Communications from His Excellency the Governor.

No. 1.

Government House
Victoria, Vancouvers Island
15th July 1859.

To the Speaker and Gentlemen of the House of Assembly.

I have much pleasure in transmitting herewith for your information, copies of a Correspondence with Her Majestys principal Secretary of State for the Colonial Department, relative to the erection of Lighthouses in the Straits of Juan del Fuca, and the approaches to Esquimalt Harbour.

2. You will observe that Her Majesty's Government, have in the most liberal manner advanced the sum of Seven Thousand Pounds Sterling in aid of these contemplated works which will so materially promote the commercial progress of this Colony.

3. It is my intention to have the exact site selected without delay for one Light House on the Race Rocks, and for a second and smaller light at the Entrance of Esquimalt Harbour: we will then provide materials and enter upon the construction of those important works as soon as we receive drawings of the Lanterns and tops of the Towers, which are daily expected from England for the information of the Engineer who designs the Towers.

4. It is the intention of Her Majesty's Government to provide and send from England the Lanterns and Light Apparatus, and it is supposed that the remainder of the Parliamentary Grant of Seven thousand Pounds will be sufficient to meet the expense of the buildings.

5. The cost of maintaining those Lights, is to be borne by the Colony, and I have therefore to urge upon the House the propriety of at once entering upon the consideration of the ways and means of meeting that outlay; either by imposing a direct tax on property, or by charging a "Light due" on all ships entering the Harbours of this Colony, or by any other mode of taxation which may appear advisable to the House.

6. The House will also be prepared to repay the proportion of the advance of Seven Thousand Pounds chargeable to Vancouvers Island, vizt. One Thousand Seven Hundred and Fifty Pounds.

(Signed) James Douglas
Governor.

No. 2. Copy of a Despatch from Governor Douglas to Sir Edward Bulwer Lytton Bt.—(No. 76).

Victoria, Vancouvers Island
15th January 1859.

Sir

I beg you will allow me to solicit your earnest attention to a subject which is one of the highest importance to the progress and prosperity of the Colonies of Vancouvers Island and British Columbia.

2. I allude to the necessity which exists for the early construction of Light Houses upon some of the salient points of the approaches to the Harbours and Anchorages of these Colonies.

3. At the present moment however I will only mention two positions which are of the first importance and which the experience of every succeeding day renders more and more evident should be properly lighted at the earliest possible period.

4. The first of these is the Race Rocks situated in the Straits of Fuca, between two and three miles from the Mainland of Vancouvers Island, and about 12 miles from the Harbour of Esquimalt. These Rocks or rocky Islets may be viewed as the turning point in the Strait for ships bound to Vancouvers Island, or to the Gulf of Georgia. They form a most dangerous cluster, and the making them out, is, not only an object anxiously sought, but it is one of essential help in the determination of position.

They are mostly above water and the largest of them would be found an admirable situation for placing a Light House. It has some considerable elevation above high water mark, and the materials for building can be found in abundance close to the spot.

The Light at this position should be one of the first order.

5. The next spot upon which I would urge the establishment of a Light House is the Fiscard Rocks, at the Entrance of Esquimalt Harbour, a harbour whose growing importance can scarcely be estimated. It is capacious and secure. Her Majesty's Ships always resort to it, the Admiralty and Military Buildings are also there;—and it is the Harbour to which all Vessels of large size must come and consequently it must be the great Depot of the Ocean traffic.

The entrance being narrow, the back ground composed of high hills exhibiting no remarkable leading marks, and the Coast line adjacent being rugged and full of indentations, the Harbour of Esquimalt presents no characteristic features to guide the mariner to its tranquil security.

During the day the entrance is difficult enough to find to those possessing no previous knowledge of the locality, but at night the difficulties of distinguishing it are so great that the attempt to enter the harbour is never made except by those whose long acquaintance with the coast has rendered them intimately familiar with every peculiarity.

The Establishment of a Light upon Fiscard Rocks would at once unmistakably point out the position of the Harbour and would render access to it, or exit from it, safe and easy at all times.

6. The navigation of the Straits of Fuca, and the inland waters leading from it, is attended with no small amount of danger without the valuable assistance of lights. The Government of the United States have already acted very promptly and liberally in lighting their portion of the Strait.

They have placed a light of the first order upon Tatooch Island, at the Entrance of the Strait, and vessels from seaward are now enabled to continue their course up the strait at all times. This light has a range of 20 miles, and if a light of the first order were placed on the Race Rocks, as I now submit, and a Light of an inferior order upon the Fiscard Rocks, a Vessel running up Fuca Strait would scarcely lose sight of the Tatooch Light before she would discern the Race light, after rounding which she would perceive the Fiscard Light, and thus be enabled to proceed into Esquimalt Harbour without a check, and by such means valuable time would be saved and considerable risk avoided.

7. The United States Government have also placed lights upon two other points in the Strait of Fuca. Dungeness, near the entrance of Pugets Sound and upon Smiths' Island near to the Southern termination of the Rosario Strait. The Light at Tatooch Island is undoubtedly of equal advantage to the British possessions in this quarter of the Globe, as to those of the United States, the other lights are also useful; and I therefore conceive that we are in honor bound to reciprocate the benefit.

8. I am not aware of any funds that may be appropriated to these objects, nor do I know to what department of State I should properly apply for assistance; the

infant State of the two Colonies precludes the possibility of their being able to help themselves; and the matter being one which it is manifest must materially affect their future development, I trust you will pardon me in bringing it before you, and in earnestly soliciting your aid towards the accomplishment of the desired object.

I have the honor to be Sir
Your most obedient humble Servant
(Sgd.) James Douglas
Governor.

No. 3. Copy of a Despatch from Governor Douglas to Sir Edward Bulwer Lytton
Bt. No. 90.

Victoria, Vancouvers Island
4th Feby. 1859.

Sir

With reference to my despatch of the 15th Ultimo No. 76, upon the subject of the erection of LightHouses upon two very important positions off the Coast of Vancouver's Island, I have now the honor to submit to you herewith a very complete and valuable Report upon the subject, which has kindly been made to me, in accordance with my request, by Captn. Richards of H. M. S. "Plumper", together with tracings of the line of coast exhibiting the exact positions upon which the Lights should be placed.

I have the honor to be
Sir, your most obedient humble Servant
(Sgd.) James Douglas

No. 4. Copy of a Despatch from Sir E. B. Lytton to Governor Douglas.

Downing Street
11th May 1859.

Sir

I have received your Despatches No. 76 of the 15th of January, and No. 90 of the 4th of February, on the subject of the erection of Light Houses in Fucas Straits and the approaches to Esquimalt Harbour.

I transmit for your information and guidance the copies of a correspondence which has passed between the Admiralty, the Board of Trade, the Treasury, and this Department on the subject.*

You will perceive that the Expense of the construction of the two LightHouses suggested by Captain Richards has been estimated by Captain Sullivan of the Board of Trade at Seven Thousand Pounds, and in compliance with my recommendation the Lords Commissioners of the Treasury have consented to advance this sum on condition that one moiety of it shall be repaid by the Colonies of Vancouver Island and British Columbia jointly.

The Board of Trade have been requested to send out immediately from this Country the necessary apparatus, and to give you any advice or information in their power, and the Lords Commissioners of the Admiralty have been requested to instruct the Naval officers on the spot to give you every assistance by their advice or otherwise to facilitate the work. But you will distinctly understand that the responsibility of the Selection of proper sites and of the superintendence of the work, rests with yourself, and I need not impress upon you the necessity of promptness and energy in carrying out an undertaking which is calculated so materially to promote the commercial progress of the two Colonies under your Government.

With regard to the repayment by British Columbia and Vancouvers Island to the Imperial Treasury of the moiety of the advance of Seven Thousand Pounds, I

must leave it to you to decide the proportion of that sum which it would be equitable that each Colony should contribute; but I must instruct you that this debt should be repaid within the earliest practicable period.

I have the honor to be,
Sir, Your most obedient humble Servant

(Signed) Carnarvon in the absence of Sir E. B. Lytton.

Governor Douglas, C.B., &c. &c. &c.

*Board of Trade	9th Mar. 1859
Col. Off.	31st " "
Bd. of Trade	7th Apl. "
Col. Off. to Treasury	29 " "
Admiralty	28 Mar. "
Admiralty	20 Apl. "
Treasury	4 May "

On Motion of Mr. McKay, Seconded by Mr. Yates, "A Bill to provide for the passage of an Act to authorize and regulate the Sale of Wines, Spirits and other Liquors" was read a third time, and passed.

Mr. Speaker Gave notice that at the next meeting of the House he should move an Address to His Excellency the Governor relative to the Entrance and Clearance Fees, Licences on Boats, &c., and Harbour Dues.

Mr. Pemberton moved for a Committee to take into consideration the Documents laid before the House by His Excellency the Governor, relating to Light-houses, &c.—and also to consider the position of the Second Light.

Committee Appointed for Tuesday the 26th instant.

On Motion the House then adjourned until Tuesday next the 26th instant at 11 o'clock A. M.

J. S. Helmcken
Speaker

Tuesday, the 26th day of July, 1859

The House met at 11 o'clock A.M. pursuant to adjournment, But, there being no Quorum present, Adjourned until Friday 29th instant at 11 oclock A. M.

J. S. Helmcken
Speaker

Friday, the 29th day of July, 1859

The House met at 11 oclock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, and Mr. Speaker.

John Swanson Esquire, Elected on the 23rd of June, to represent the District of Nanaimo, in the House of Assembly, Came into the House and stated that he was not prepared to Qualify.

Mr. Speaker said in that case he could not take his seat, And declared his Election null and void.

There being no quorum present the House adjourned until Tuesday August 2nd at 5 oclock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 2nd day of August, 1859

The House met at 5 o'clock p. m. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner and Mr. Speaker.

There being no quorum The House adjourned until Wednesday, August 3rd at 9 o'clock A. M.

J. S. Helmcken
Speaker.

Wednesday, the 3rd day of August, 1859

The House met at 9 oclock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, J. D. Pemberton and Mr. Speaker.

The Minutes of last meeting having been read, and confirmed.

Mr. Skinner Gave notice that at the next meeting he should move, That "Four plans of all surveyed lands in the Island of Vancouver to be furnished to the House, shewing therein each reserve, with a distinct specification in writing attached thereto, of the total amount of lands sold, with names of purchasers thereof up to the 31st July last; Also, a distinct written specification stating for what purpose each several and separate reserve is made for, in each and every district of the said Island of Vancouver; and whether the Governor's Sanction has been obtained for marking off in the plans, lands marked in the Several districts as reserves."

Mr. Yates, Gave notice that at the next meeting he should move, That "This House desires to be informed by His Excellency the Governor by what authority the Treasurer demands the American Dollar to be paid at the rate of Four Shillings, when other branches of the Service receive at four shillings and two pence, such being its actual value."

The Speaker Read the following communication from His Excellency the Governor,

Government House,
July 18th, 1859

To the Speaker and Gentlemen of the House of Assembly.

I herewith enclose an "Act to provide for the resignation and vacating of Seats in the House of Assembly of the Colony of Vancouvers Island and for the Election of members on Vacancies."

In transmitting this Bill I wish to inform the House that the Council were of opinion that a measure which would enable Members to resign their seats in the most simple manner possible, whenever through ill-health or any other cause, they wished to do so, was preferable to the expedient proposed by the House of creating an office of Wardens of the Hills for that purpose.

I would further remark that this Bill has been framed with a view to its being hereafter incorporated into a more comprehensive measure for Settling the Constitution of the Legislature, whenever such a measure shall be brought under consideration.

(Signed) James Douglas.

On motion of Mr. Pemberton, seconded by Mr. Skinner, The Bill was read a first time, and ordered to be read a Second time at next meeting.

The House then went into Committee on "The Address to H. E. The Governor relative to Boat Licenses, Import and Export permits &c." (Mr. Helmcken) and the consideration of the Documents relative to LightHouses.

Mr. Skinner in the Chair.

11 o'clock a. m. The House resumed its Sitting.

The Chairman reported that the Committee had been engaged in the consideration of the Addresses, and asked leave to sit again on this day week.

Leave granted.

Mr. Skinner gave notice that at the next meeting of the House he should submit an Address to H. E. the Governor expressive of the Entire Confidence of the House of Assembly in the course pursued by H. E. in relation to the difficulty arising out of the unjustifiable conduct of the U.S. Authorities in landing an armed force on the Island of San Juan.

On Motion the House then adjourned until Monday the 8th instant at 10 oclock A. M.

Speaker.

Friday, the 5th day of August, 1859

The House met this day at 4 o'clock p. m. in pursuance of a call from the Speaker.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, J. D. Pemberton, and Mr. Speaker.

The Speaker read the following communications from His Excellency the Governor,

No. 1

Government House, Victoria
3rd August 1859.

To the Legislative Council and House of Assembly of the Colony of Vancouver's Island
Gentlemen

I have the honor to communicate for your information intelligence of the landing of a Detachment of United States Troops on the Island of San Juan, avowedly, see Enclosures Nos. 1 & 2, for the purpose of forming a Military Post and of asserting the sovereignty of the United States to that Island.

Having received no intimation from any quarter that the Government of the United States ever contemplated taking Military possession of any part of the disputed Territory, while the Boundary line remained unsettled, I am forced to believe that the late unwarrantable and discourteous act, so contrary to the usages of Civilized Nations, has originated in error, and been undertaken without the authority of that Government.

That impression is corroborated by a letter (a copy of which is herewith enclosed) from the Honble. Wm. L. Marcy, Secretary for the United States, dated Washington, 17th July 1855 to Her Majesty's Minister at Washington, which contains instructions from the President of the United States to the Governor of Washington Territory, and displays in the clearest manner, the conciliatory and moderate views, entertained by his Government on the subject of the disputed Territory.

Though the right of Great Britain to all the Islands situated to the Westward of "Vancouver" or "Rosario" Straits, is to our minds, clearly established by the 1st Article of the Treaty of 1846, and though those Islands have since the foundation of this Colony, been considered as a Dependency of Vancouvers' Island, it is well known to you Gentlemen, that out of respect to the construction that has been put upon that Treaty, by the Government of the United States, we have abstained from exercising exclusive Sovereignty over them.

Convinced that any officious or unjust assumption on either side, of exclusive right to the disputed Territory, would simply be a fruitless and mischevious waste of energy, neither detracting from, nor adding force to, the claims of either Nation; wise and considerate policy enjoins upon us, the part of leaving so important a national question for settlement by the proper authorities, and of avoiding complications foreign to the views and wishes of, and probably embarrassing to, both Governments.

Immediately on being informed of the landing of United States Troops at San Juan, Her Majesty's Ship "Tribune" under the command of Captain Hornby, was dispatched to that Quarter, and soon afterwards a Detachment of Royal Engineers, and Royal Marine Light Infantry, were ordered from New Westminster by Her Majesty's Ship "Plumper" Captain Richards, and those Troops will be landed at San Juan to protect the lives and property of British Subjects.

You will observe Gentlemen from Enclosure No. 1 that the Captain in Command of the United States Detachment of Troops, in a public notice dated 27th of July, assumes the exercise of exclusive sovereign rights in the Island of San Juan, while the President of the United States altogether disclaims such pretensions, and seeks at most to continue the joint right of Sovereignty and domain in common with Great Britain.

We may presume from that circumstance, that the notice in question was framed in ignorance of the intentions of the United States Government, and that the pretensions set forth will not be maintained.

Entertaining such opinions, I have not failed to impress on Her Majesty's Naval Officers, now stationed at San Juan, the desire of Her Majesty's Government, to avoid every course which may unnecessarily involve the suspension of the amicable relations, subsisting between Great Britain and the United States; at the same time those officers have been instructed and are prepared to assert the rights, and to maintain the honor and dignity of our Sovereign and Her Dominions.

I have the honor to be
Gentlemen
Your most obedient servant
(Signed) James Douglas

Enclosure No. 1.

Military Post, San Juan Island
Washington Territory
July 27th 1859.

1. In compliance with orders and instructions from the General Commanding, a Military Post will be established on this island on whatever site the Commanding Officer may select.

2. All the Inhabitants of the Island are requested to report at once to the Commanding officer in case of any incursion by the Northern Indians, so that he may take such steps as he may deem necessary to prevent any further occurrence of the same.

This being United States Territory, no Laws other than those of the United States Courts, except such as are held by virtue of said laws will be recognised or allowed on this Island.

By order of Captain Pickett

(Signed) James W. Forsyth
2nd Lieut. 9th Inftry.
Post Adjutant.

Enclosure No. 2.

Territory of Washington
County of Whatcom

I hereby certify that on the 30th day of July A. D. 1859, William Smith and Isaac E. Higgins were duly appointed and qualified as Constables on and for the Precinct of San Juan County of Whatcom and Territory of Washington.

All persons are therefore in the name of the United States, commanded to obey their orders as such.

Given under my hand this 1st day of August A. D. 1859 and the 84th year of the Independence of the United States of America.

(Signed) Henry R. Crosbie
Justice of the Peace.

Enclosure No. 3.

Copy of a letter from the Honble. W. L. Marcy, Secretary of State, to J. F. Crampton Esqre. Her Britannic Majesty's Plenipotentiary at Washington transmitting extract of a Letter to His Excellency J. L. Stevens, Governor of Washington Territory.

J. F. Crampton Esqre.
&c. &c. &c.

Department of State
Washington
July 17th 1855

Sir

I am under some apprehension that collision may take place between Our Citizens and British Subjects, in regard to the occupation of the disputed points along the line between Washington Territory, and the British possessions on the North of it.

In the hope of avoiding such a difficulty I have by the direction of the President, addressed a letter to the Governor of that Territory on the subject, and herewith furnish you with an extract from it.

I presume that the Government of H. B. M. will be willing to recommend to Her Subjects along the boundary in question, a similar course until the line can be established.

In that way I sincerely hope all collision may be avoided.

I avail, &c. &c. &c.
(Signed) W. L. Marcy.

State Department, Washington.
July 14th 1855.

The President has instructed me to say to you that the officers of the Territory should abstain from all acts on the disputed grounds, which are calculated to provoke any conflicts, so far as it can be done, without implying the concession to the Authority of Great Britain of an exclusive right over the premises.

The title ought to be settled before either party should exclude the other by force, or exercise complete and exclusive Sovereign rights within the fairly disputed limits.

Application will be made to the British Government to interpose with the local authorities on the Northern borders of our Territory to abstain from like acts of exclusive ownership, with the explicit understanding that any forbearance on either side to assert the rights respectively, shall not be construed into any concession to the adverse party.

By a conciliatory and moderate course on both sides, it is sincerely hoped that all difficulties will be avoided until an adjustment of the boundary line can be made in a manner mutually satisfactory.

The Government of the United States will do what it can to have the line established at an early period.

(Signed) W. L. Marcy

[Marginal note:] Mem: Enclosures Nos. 1, 2 & 3—Retd. to H. E. the Governor Augt. 12/59.

After some discussion it was carried, that the House do go into a Committee of the whole to take the Communications into Consideration on tomorrow, Saturday August 6th at 9 o'clock A. M. To which hour the House adjourned.

Speaker.

Saturday, the 6th day of August, 1859

The House met at 9 o'clock pursuant to adjournment.

Present: Messrs. T. J. Skinner, J. W. McKay, J. D. Pemberton, and Mr. Speaker.

A message Was received from Mr. Yates, stating that in consequence of having met with an accident, he was unable to attend, and There being no quorum present the House adjourned until Monday Augt. 8th at 10 o'clock A. M.

Speaker.

Monday, the 8th day of August, 1859

The House met at 10 o'clock A. M. pursuant to adjournment.

In consequence of the continued indisposition of Mr. Yates, There was no quorum present, and The House adjourned until Wednesday August 10th at 11 o'clock A. M.

Speaker

Wednesday, the 10th day of August, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, and Mr. Speaker.

There being no quorum, The House adjourned until Friday the 12th instant at 10 o'clock A. M.

Speaker.

Friday, the 12th day of August, 1859

The House met at 10 oclock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, J. D. Pemberton, and Mr. Speaker.

The Minutes of the last Meeting having been read and confirmed.

Mr. Yates Gave notice that at the next meeting he should move, That "His Excellency the Governor informs this House that he has instructed Her Majesty's Naval Officers 'to assert the rights and to maintain the honor and dignity of our Sovereign and Her Dominions.' This House begs His Excellency to furnish a Copy of those instructions above referred to."

Mr. Skinner Brought forward the motion, of which he had given notice at last meeting, That "A Tracing of all Surveyed Lands in the Island of Vancouver to be furnished to the House, shewing therein each reserve, with a distinct specification in writing attached thereto, of the total amount of lands sold, with names of purchasers thereof, up to the 31st day of July last; Also, a distinct written specification stating for what purpose each several and separate reserve is made in each and every District of the said Island of Vancouver; and whether the Governors sanction has been obtained for marking off in the plans, lands marked in the several Districts as Reserves."

Seconded by Mr. Yates, and carried.

Mr. Yates Brought forward the motion of which he had given notice at last meeting,

This House desires to be informed by His Excellency the Governor by what authority the Treasurer demands the American Dollar to be paid at the rate of Four Shillings, when other branches of the Service receive at Four Shillings and two pence, such being its actual value.

Seconded by Mr. Skinner, and carried.

On motion of Mr. Pemberton Seconded by Mr. Skinner "An Act to provide for the Resignation and vacating of Seats in the House of Assembly of the Colony of Vancouver Island, and for the Election of members on Vacancies" Was read a second time and ordered to be committed.

The House Then went into Committee, on the message from His Excellency the Governor relating to the "landing of United States Troops on the island of San Juan."

Mr. Skinner in the Chair.

12 o'clock *Noon*. The House resumed its Sitting.

The Chairman Brought up the Report of the Committee, which was read and agreed to, and leave granted to sit again on Tuesday next to take up the adjourned consideration of the subject of "Harbour Dues &c." and of the communications relating to "Light-Houses." Made the special order for Tuesday the 16th instant.

Mr. Skinner Gave notice that at the next meeting he should move the following address.

Considering the critical state of political affairs throughout the world, and the position of the whole of the British Empire in relation thereto, it is desirable that

this Colony of Vancouvers Island should not be behind the rest of the other colonies in making such preparations as shall enable it well to defend its loyalty should occasion at any time arrive calling for it.

This House would earnestly recommend Your Excellency to take such steps for forming such Volunteer Corps as may appear the best adapted to meet the above object.

After some discussion relative to the completion of certain Streets, The House adjourned until Tuesday the 16th instant at 11 o'clock A.M.

Speaker.

Tuesday, the 16th day of August, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, J. D. Pemberton, and Mr. Speaker.

The Minutes of the last meeting having been read and confirmed.

Mr. McKay Gave notice of his intention to introduce at next meeting "A Bill for the passage of an Act to regulate the Interest of Money."

Mr. Pemberton Read a Statement of the sums of money expended on improving the Streets &c.; and of the amount voted by the House for that purpose, from the license fund.

Ordered to lie on the Table.

Mr. Yates Brought forward the motion of which he had given notice at a previous meeting, respecting "the instructions to Naval Officers" (see page 13).⁶

Withdrawn.

Mr. Skinners motion, relative to the formation of [a] Volunteer Corps, of which he had given notice at last meeting, (see page 14)⁷ was ordered to be considered in Committee.

The House then went into Committee on The Address to His Excellency the Governor on the subject of Harbour Dues, Licenses to Boats, Permits, &c., The Bill to provide for the Resignation of Members; and Mr. Skinners resolution regarding Volunteer Companies.

At 1 oclock p. m. The House resumed its sitting.

The report of the Committee having been brought up and agreed to, The subject of the communication on Lighthouses, was postponed until Tuesday the 23rd instant.

On motion the House adjourned until Tuesday next 23rd instant at 11 oclock A. M.

Speaker.

⁶ I.e. minutes for 12 August 1859.

⁷ *Ibid.*

Tuesday, the 23rd day of August, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. D. Pemberton, T. J. Skinner, J. W. McKay, and Mr. Speaker.

The Minutes of last Meeting having been read and confirmed.

The Speaker read the following Communications from His Excellency the Governor.

1.

Government House
Victoria Vancouvers Island
22nd August 1859

To the Speaker and Gentlemen of the House of Assembly

I beg to acknowledge the receipt of your Speakers communication of 12th August asking for a return of "A Tracing of All Surveyed lands in the Island of Vancouver with a Specification in writing of the amount of land sold; and stating for what purpose each reserve is made".

The Colonial Surveyor has been directed to prepare the documents required by the House, and the same will be transmitted to you when received.

(Signed) James Douglas.

2.

Government House
Victoria, Vancouvers Island
22nd August 1859

To the Speaker and Gentlemen of the House of Assembly

I beg to acknowledge the receipt of Your Speakers Communication of 16th Augt. accompanying an address of the House recommending the reduction of the Harbour dues, and the charges for Permits and Boat Licenses.

I will avail myself of any early opportunity of laying the same before Council.

(Signed) James Douglas.

3.

Government House,
Victoria, Vancouver's Island
22nd August 1859

To the Speaker and Gentlemen of the House of Assembly

I beg to acknowledge the receipt of a communication from Your Speaker dated 16th August, containing an Address from the House recommending the formation of a Militia; and I have to state in reply that I will take an early opportunity of laying the same before the Council for its consideration.

(Signed) James Douglas

4.

Government House
Victoria, Vancouvers Island
22nd August 1859

To the Speaker and Gentlemen of the House of Assembly

I have to acknowledge the receipt of Your Address of 12th August on the subject of the occupation of the Island of San Juan by the Military Forces of the United States, and of other matters connected with the affairs of this Colony, which have received my instant and careful attention.

(Signed) James Douglas.

5.

Government House
Victoria, Vancouvers Island
23rd August 1859

To the Legislative Council and Gentlemen of the House of Assembly

I have the honor of transmitting herewith for your information the copy of a letter which I lately received from Brigadier General Harney, commanding the United States Army in Oregon and Washington Territory, giving a statement of his reasons for the occupation of the Island of San Juan by Troops of the United States, and a copy of my reply to that communication.

I have the honor to be, Gentlemen
Your most obedient Servant
(Signed) James Douglas

CORRESPONDENCE BETWEEN GEN. HARNEY AND GOV. DOUGLAS
GEN. HARNEY'S LETTER TO GOV. DOUGLAS

Head-Quarters Department of Oregon,
Fort Vancouver, W.T., Aug. 6th, 1859.

*His Excellency, James Douglas, C.B., Governor of Vancouver's Island,
&c., and Vice Admiral of the same.*

Sir: I have the honor to inform you of the receipt of an official copy of a protest made by you to the occupation of San Juan Island, in Puget Sound, by a company of United States troops under my command.

This aforesaid copy was furnished by Capt. Hornby, of Her Majesty's ship Tribune, to the United States officer in command at San Juan Island, Capt. George Pickett, of the 9th Infantry of the American army, together with a communication threatening a joint occupation of the San Juan Island, by the forces of Her Majesty's ships Tribune, Plumper, and Satellite, now in the harbor of that Island by your orders.

As the military commander of the department of Oregon, assigned to that command by the orders of the President of the United States, I have the honor to state for your information, that by such authority invested in me, I placed a military command upon the Island of San Juan to protect the American citizens residing on that island from the insults and indignities which the British authorities of Vancouver Island, and the establishment of the Hudson's Bay Company have recently offered them, by sending a British ship of war from Vancouver Island, to convey the chief factor of the Hudson's Bay Company to San Juan, for the purpose of seizing an American citizen and forcibly transporting him to Vancouver Island to be tried by British laws.

I have reported this attempted outrage to my government, and they will doubtless seek the proper redress from the British government. In the meantime, I have the honor to inform your Excellency, I shall not permit a repetition of the insult, and shall retain a command on San Juan Island to protect its citizens in the name of the United States, until I receive further orders from my government.

I have the honor to be very resp'y, you ob'dt serv't,

W. S. Harney,
Brig.-Gen. U. S. Army, Commanding.

REPLY OF GOV. DOUGLAS TO GEN. HARNEY.

Government House, Victoria.
Vancouver's Island, 13th Aug. 1859.

Brigadier-General Wm. S. Harney, Commanding the Troops in the Department of Oregon—

Sir: On the evening of the 10th inst., I had the honor of receiving your Dispatch dated Fort Vancouver, August 6th, 1859.

In reply thereto, I must thank you for the frank and straightforward manner in which you communicate to me your reasons for occupying the Island of San Juan in the Haro Archipelago with a portion of the military forces of the United States under your command.

I am glad to find that you have done so under your general instructions from the President of the United States as Military Commander of the Department of Oregon, and not by direct authority emanating from the Cabinet at Washington.

You state that the reasons which induced you to take that course are the "insults and indignities which the British authorities of Vancouver's Island, and the Establishment of the Hudson's Bay Company have recently offered to 'American citizens residing on the Island of San Juan,' by sending a British ship of war from Vancouver's Island to convey the Chief Factor of the Hudson's Bay Company to San Juan, for the purpose of seizing an American citizen, and forcibly transporting him to Vancouver's Island to be tried by British Laws."

I will explain for your information that the Agents of the Hudson's Bay Co. hold no official position in Vancouver's Island, nor exercise any official power or authority, and are as entirely distinct from the officers of the Executive Government as are any of the other inhabitants of Vancouver's Island.

To the reported outrage on an American citizen, I beg to give the most unhesitating and unqualified denial. None of Her Majesty's ships have ever been sent to convey the Chief Factor or any officer of the Hudson's Bay Company to San Juan for the purpose of seizing an American citizen, nor has any attempt ever been made to seize any American citizen and to transport him forcibly to Vancouver's Island for trial as represented by you.

Up to a very recent period but one American citizen has been resident on San Juan. About the commencement of the present year a few American citizens began to "squat" upon the Island, and upon one occasion a complaint was made to me by a British subject of some wrong committed against his property by an American citizen, but no attention was paid to that complaint, out of consideration and respect to the friendly government to which the alleged offender belonged, and whose citizens, I think it cannot be denied, have always been treated with marked attention by all the British authorities in these parts. With reference to San Juan in particular, I have always acted with the utmost caution to prevent, so far as might lie in my power, any ill feelings arising from collisions between British subjects and American citizens, and have in that respect cordially endeavored to carry out the views of the United States Government as expressed in a dispatch from Mr. Marcy, dated 17th July, 1855, to Her Majesty's Minister at Washington, a copy of which I herewith enclose for your information, as I presume that the document cannot be in your possession.

Following the dignified policy recommended by that dispatch, I should in any well grounded case of complaint against an American citizen have referred the matter to the Federal authorities in Washington Territory, well assured that if wrong had been committed reparation would have followed.

I deeply regret that you did not communicate with me for information upon the subject of the alleged grievance, you would then have learned how unfounded was the complaint, and the grave action you have adopted might have been avoided. I also deeply regret that you did not mention the matter verbally to me when I had the pleasure of seeing you at Victoria last month, for a few words from me would, I am sure, have removed from your mind any erroneous impressions, and you would have ascertained personally from me how anxious I have ever been to co-operate to the utmost of my power with the officers of the United States Government in any measures which might be mutually beneficial to the citizens of the two countries.

Having given you a distinct and emphatic denial to the circumstances which you allege induced you to occupy the Island of San Juan with United States troops; having shown you that the reasons you assign do not exist, and having endeavored to assure you of my readiness on all occasions to act for the protection of American citizens, and for the promotion of their welfare, I must call upon you, sir, if not as a matter of right, at least as a matter of justice and of humanity, to withdraw the troops now quartered upon the Island of San Juan; for those troops are not required for the protection of American citizens against British authorities, and the continuance of these troops upon an Island, the sovereignty of which is in dispute, not only is a marked discourtesy to a friendly Government, but complicates to an undue degree the settlement in an amicable manner of the question of sovereignty, and is also calculated to provoke a collision between the military forces of two friendly Nations, in a distant part of the world.

I have the honor to be, sir, your Most Ob't Serv't,

James Douglas.

[Marginal note:] Memo.—General Harney's letter and Governor's Reply returned to Secretary's office. J.P.

(Memorandum. The above are true copies of the letters referred to in the Communication from His Excellency the Governor, dated 23rd Augt.—see page 19—Jos. Porter—Clerk).

Mr. McKay presented a petition from the Commissioners of the Royal Hospital, setting forth their inability to afford relief to the indigent sick, in consequence of their want of funds; and asking the assistance of the House.

Petition read, and ordered to lie on the table.

On motion of Mr. McKay, seconded by Mr. Pemberton, "A Bill to provide for the Resignation and Vacating of Seats" was read a third time and passed.

Mr. McKay introduced "a Bill" of which he had given notice "For the passage of an Act to regulate the Interest of Money in Vancouvers Island and its Dependencies", and moved its First Reading, Seconded by Mr. Pemberton and read a first time, and ordered to be read a second time at next meeting.

The House then went into Committee on the subject of the Communications from His Excellency the Governor relating to Lighthouses and Mr. Pemberton's Statement regarding the expenditure for improving Streets &c.

Mr. Skinner in the Chair.

At 1 o'clock p.m. the House resumed its sitting.

The Chairman brought up the Report of the Committee, which having been read and agreed to, The House adjourned until Tuesday, September 6th at 11 o'clock A. M.

Speaker.

Tuesday, the 6th day of September, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. D. Pemberton, J. W. McKay, and Mr. Speaker.

Three Communications from His Excellency the Governor were received and read (see minutes of 9th September, page 23).⁸

There being no quorum present the House adjourned, until Friday the 9th September, at 11 o'clock A. M.

Speaker.

Friday, the 9th day of September, 1859

The House met at 11 o'clock A.M. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, J. D. Pemberton, and Mr. Speaker.

The minutes of last meetings having been read and confirmed.

The Speaker read the following Communications from His Excellency, (which had been received on the 6th instant).

- | | |
|----|--|
| 1. | Government House
Victoria, Vancouvers Island
31st August 1859. |
|----|--|

To The Speaker and Gentlemen of the House of Assembly.

1. I have to acknowledge Your Speaker's Communication of 23rd August, relative to the maintenance of the Lighthouses which it is proposed to erect in part at the expense of the Imperial Government on the Race Rocks, and at the entrance of Esquimalt Harbour.

2. The suggestion of the House that the cost of maintaining those Lights should be borne jointly by British Columbia and Vancouvers Island, does not appear objectionable and will be taken into consideration.

3. I observe that the House deems it advisable to defer the consideration of the ways and means of meeting that expense for the present, and until there be a more general representation of the people; suggesting in the meantime that the proportion of the outlay falling to the charge of Vancouvers Island should be defrayed out of the proceeds arising from sales of public land.

⁸ I.e., pp. 131–32.

4. I also think favorably of the suggestion of the House for lighting and improving the entrance of the Harbour of Victoria, a measure which would tend greatly to promote the substantial prosperity of the Country.

5. I have also to thank the House for their Complimentary Message, which I beg to assure them is highly appreciated.

(Signed) James Douglas.

2.

Government House
Victoria, Vancouvers Island
5th Septr. 1859.

To the Speaker and Gentlemen of the House of Assembly

I have to communicate for the information of the House, that the "Bill for the passage of An Act legalizing the celebration of Marriages by Bodies of Dissenting Christians in Vancouvers Island and its Dependencies" with the following words expunged, as proposed by the House of Assembly, vizt. "Parties may give what additional remuneration they think fit", passed the Council this day.

(Signed) James Douglas.

3.

Government House
Victoria, Vancouvers Island
5th September 1859.

To The Speaker and Gentlemen of the House of Assembly

I have to communicate for the information of the House, that the "Bill for the passage of an Act respecting the property of Religious Institutions in the Colony of Vancouvers Island and its Dependencies" with the addition of Clause 10 as proposed by the House of Assembly, vizt. "That nothing in this Bill shall empower any Trustees of any Religious Body, to construct or occupy or use lands for Burial purposes within Towns or Cities in Vancouvers Island or its Dependencies," passed the Council this day.

(Signed) James Douglas.

Mr. McKay Moved the second reading of "A Bill for the passage of an Act to regulate the Interest of money in the Colony of Vancouver's Island and its Dependencies."

Mr. Yates Moved as an amendment "That no more business be taken up by the House until the 'Franchise Bill' is sent down from the Council." He was not opposed to the "Interest Bill", but thought it only right that the important question of the "Franchise" should be settled first.

Mr. Yates' amendment having been seconded by Mr. Skinner, Mr. Pemberton Thought that the "Franchise Bill" would not be in any manner delayed by forwarding the "Interest Bill" a stage, and he should therefore Second Mr. McKay's motion.

Mr. Speaker Said that the House appeared to be unanimous on the two points, and as there really seemed to be no objection to the "Interest Bill" in itself, he should vote in favor of its Second reading.

The Bill was accordingly read a Second time, and ordered to be considered in Committee at next Meeting.

On Motion, the House then adjourned until Tuesday the 13th instant at 11 oclock A. M.

Speaker.

Tuesday, the 13th day of September, 1859

The House met at 11 oclock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, J. D. Pemberton, and Mr. Speaker.

The Minutes of last Meeting having been read and confirmed.

The Speaker Read the following Communications from His Excellency the Governor,

1.

Government House
Victoria, Vancouvers Island
Septr. 10th 1859.

To the Speaker and Gentlemen of the House of Assembly.

I have to submit for your consideration with the sanction of Her Majesty's principal Secretary of State for the Colonies, the Copy of a Communication from the Reverend Edward Cridge, Colonial Chaplain of Vancouvers Island, tendering a continuance of his services in that capacity; and I have to request that the House will favor me with their opinion on the subject.

(Signed) James Douglas.

(Copy of a letter from the Revd. Edwd. Cridge).

The Parsonage
Victoria Vancouvers Island
Feby. 24th 1859.

Sir

I beg to draw Your Excellency's attention to the memorandum of agreement entered into between the Honble. the H. B. Company and myself on Septr. 13th 1854 by virtue of which,

1. I undertook "the charge of a District or Parish" at Victoria, coupled with the appointment of Chaplain to the Company.

2. I accepted as a remuneration for my Services

(1) "Of a Parsonage and Glebe of 100 Acres."

(2) "A Stipend of £300 per Annum charged with the Sanction of the Colonial office on the fund arising from the Sales of Land."

(3) "Of £100. a year for Acting as Chaplain to the Company."

3. The engagement was understood to be for five years, after which a free passage home would be granted should the clergyman wish to return; or, on the contrary, a fresh engagement might be entered into. In the event of misconduct the engagement might at any time be cancelled on the recommendation of the Governor, and with the sanction of the Secretary of State for the Colonies.

In conformity with the last paragraph of the agreement, and in view of the approaching expiration of the above mentioned period of five years, I beg, through Your Excellency to signify to the proper authorities (in case of Your Excellency's favorable recommendation) my willingness to enter into a fresh agreement.

Believing also, and assuming that circumstances unforeseen and unprovided for in the memorandum may be found to render necessary some revision of its terms, I shall be most happy, if it will tend to

facilitate or expedite an arrangement, to enter into a preliminary communication with Your Excellency in reference to those terms; or otherwise I will await the enunciation of them from Her Majesty's Government or the Honble. Company.

In either case I should esteem it a favor that the matter should be arranged with as little delay as may be convenient.

I beg to remain
Your Excellency's
obedient Servant
(Signed) Edward Cridge
Colonial Chaplain

To His Excellency The Governor of Vancouvers Island

2.

Government House
Victoria, Vancouvers Island
Sepr. 10th 1859.

To the Speaker and Gentlemen of the House of Assembly

I have the honor of transmitting herewith an extract from a Despatch received from Lord Carnarvon, dated 1st June 1859, in reply to my Communication of 8th April in which I transmitted an Address from the House of Assembly praying that Her Majesty's Government would send Commissioners to the Island to investigate the affairs of the Colony before releasing the Hudsons Bay Company from their responsible government.

(Signed) James Douglas.

Extract from a Despatch from Lord Carnarvon, dated "Downing Street, 1st June 1859."

"I have to request that you will state to the House of Assembly that I am unable to entertain the prayer of their Address, and if necessary to take any steps upon it, until I shall be made acquainted with the Specific grounds on which it is preferred, and with the nature of the evidence which would be submitted to such Commissioners on the several questions which the Assembly consider to demand investigation."

(Signed) Carnarvon.

3.

Government House
Victoria, Vancouver's Island
Sepr. 13th 1859.

To The Speaker and Gentlemen of the House of Assembly

I have to acknowledge the receipt of Your Speakers communication of 9th September informing me that the House "will meet on Tuesday the 13th instant at 11 o'clock A. M." and hoping then to receive the "Franchise Bill" which was sent up from the House of Assembly on the 4th July last; and in accordance with that wish I now enclose you two Bills having reference to that Subject, vizt.

1. A Bill to increase the number of "Representatives of the People of this Colony in the House of Assembly"

2. A Bill to make provision for the "Registration of Voters, and for other purposes"

Which Bills are now in progress, and will, in all probability, pass the Council this morning.

(Signed) James Douglas.

The two Bills relating to the Franchise were received from the Council.

The proposals submitted by the Revd. Edward Cridge were ordered to be considered on Friday next.

Mr. Skinner Called the attention of the House to the dangerous condition of the Bridges on the Esquimalt Road.

Mr. Yates Gave notice of his intention to move for a select Committee "To enquire as to what has been done with the money voted for the repairs of certain Roads".

The House then went into Committee on the "Bill for the passage of an Act to regulate the Interest on Money &c."

Mr. Skinner in the Chair.

At ½ past 12 o'clock the House resumed its Sitting, and the Chairman brought up the Report of the Committee.

On the Question, that the Report be agreed to, Mr. Yates moved for a reconsideration.

The motion being seconded by Mr. Skinner and carried, The House again went into Committee to reconsider Clause 1 of "The Bill for the passage of an Act to regulate the Interest of Money, &c".

At 1 o'clock p. m. The House resumed.

The Chairman brought up the Report, which being agreed to, The House adjourned until Friday the 16th instant at 11 oclock A. M.

Speaker.

Friday, the 16th day of September, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. T. J. Skinner, J. D. Pemberton, J. W. McKay, and Mr. Speaker.

Two Communications were received from His Excellency the Governor

1. Enclosing letter from Revd. E. Cridge Secy. to Hospital.
2. Enclosing Bill to Amend Representation &c. (See Minutes Septr. 20th. pages 32 & 33.)⁹

There being no quorum present The House adjourned until Tuesday 20th instant, at 11 oclock A. M.

Speaker.

⁹ I.e., pp. 136-37 below.

Tuesday, the 20th day of September, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, J. D. Pemberton, and Mr. Speaker.

The Minutes of last meeting having been read and confirmed.

The Speaker read the following Communications from His Excellency the Governor.

1.

Government House
Victoria, Vancouvers Island
Sepr. 14th 1859.

To the Speaker and Gentlemen of the House of Assembly

I beg to enclose for Your information the copy of a letter which I have just received from the Reverend Edward Cridge on the Subject of the Royal Hospital.

From that communication it appears that the funds which have been raised for the support of that Institution are completely exhausted, and that relief is immediately wanted; otherwise the patients, nine in number, will be reduced to the most deplorable state of suffering and destitution.

I have to recommend that application to the instant attention of the House, and beg that a sufficient grant of money may be immediately made for the object therein mentioned.

(Signed) James Douglas.

Copy of a letter from the Revd. Ed. Cridge.

Victoria, Sepr. 14th 1859.

Sir.

I beg respectfully to draw Your Excellency's attention to the State of the Royal Hospital.

The funds are entirely exhausted and a considerable debt contracted.

We are entirely at a loss to know what to do with the patients, which are nine in number, sick, destitute and unable to work.

It seems impossible that the poor Creatures can be turned on the streets to die, or be left to the precarious charity of the passers by; and there is no asylum to which they can be consigned but the Hospital.

Your Excellency is therefore earnestly implored to provide, or to ask the House of Assembly to provide, the means of carrying on an Institution so indispensable to the Colony.

I remain
Your Excellencys Obedt. Servt.
(Signed) Edwd. Cridge
Sec. to the Provl. Comttee.

2.

Government House
Victoria, Vancouvers Island
September 13th 1859

To the Speaker and Gentlemen of the House of Assembly

I have the honor of transmitting herewith, "A Bill to amend the law relating to the Representation of Vancouvers Island and its Dependencies," which passed the Council this day.

The two Bills which accompanied my Communication to the House of Assembly, of even date, and entitled respectively 1. "An Act to increase the number

of Representatives of the People of this Colony in the House of Assembly" and
2. "A Bill to make provision for the Registration of Voters, and for other purposes",
Also passed the Council this day.

(Signed) James Douglas.

The Speaker, laid on the table for consideration at next meeting, the copy of an address to His Grace the Duke of Newcastle, in reference to a petition received from the inhabitants of Vancouvers Island, regarding the Land System.

On Motion of Mr. McKay, Seconded by Mr. Pemberton, "A Bill for the passage of an Act to regulate the Interest of Money in Vancouvers Island and its Dependencies", Was read a Third time and passed.

Mr. Yates in pursuance of notice, moved, "For a select committee to enquire into the expenditure of the Sums appropriated by the House for the purpose of improving certain Streets, and erecting two Bridges in Victoria; and also to enquire into the Expenditure on the Esquimalt Road, and how the several works are progressing."

The motion having been seconded by Mr. Skinner and carried, The Speaker appointed Messrs. Skinner, McKay and Yates to serve on the Select Committee.

On Motion of Mr. Yates, Seconded by Mr. Skinner "A Bill to increase the number of Representatives of the People of this Colony in the House of Assembly" was read a first time.

On motion of Mr. Skinner, Seconded by Mr. McKay "A Bill to amend the law relating to the Representation of Vancouvers Island and its dependencies" was read a first time.

On motion of Mr. Skinner, Seconded by Mr. Pemberton "A Bill to make provision for the Registration of Voters, and for other purposes" was read a first time.

These three Bills were ordered to be read a Second time on Friday next.

The House then went into Committee to take into consideration His Excellency the Governors' communication requesting the opinion of the House on the subject of Mr. Cridge's proposal for a continuance of his engagement as Colonial Chaplain."

Mr. Skinner in the Chair.

At 2 oclock P. M. The House resumed its sitting.

The Chairman brought up the report of the Committee, which was agreed to.

Mr. Skinner Enquired of the Surveyor General if the "Tracing of Surveyed Lands &c." which was moved for on the 12th August last, had been prepared.

Mr. Pemberton Replied that owing to the press of Business in his office, the Tracing had not yet been prepared, but he would take the earliest opportunity of having it made.

On Motion the House then adjourned until Fridy 23rd instant at 11 A. M.

Speaker.

Friday, the 23rd day of September, 1859

The House met at 11 o'clock a. m. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, and Mr. Speaker.

There being no quorum present adjourned until Tuesday 27th instant at 11 o'clock A. M.

Speaker.

Tuesday, the 27th day of September, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, J. D. Pemberton, and Mr. Speaker.

The minutes of last meeting having been read and confirmed.

Mr. Skinner Gave notice of his intention to introduce at next meeting "A Bill for the Protection of the Wooden Bridges in Vancouvers Island and its Dependencies."

On Motion of Mr. McKay, Seconded by Mr. Pemberton "A Bill to increase the number of Representatives of the People of this Colony", was read a second time, and ordered to be committed on Thursday next the 29th instant.

On Motion of Mr. Yates Seconded by Mr. McKay, "A Bill To amend the Law relating to the Representation of Vancouver's Island and its Dependencies" was read a second time and ordered to be committed on Tuesday 4th October.

On Motion of Mr. Yates Seconded by Mr. Skinner "A Bill to make provision for the Registration of Voters, and for other purposes", Was read a second time, and ordered to be committed on Thursday next the 29th instant.

The House then went into Committee to consider the communication from His Excellency the Governor having reference to the Reverend Mr. Cridge's statement of the affairs of the Royal Hospital, and, on the Address to His Grace the Duke of Newcastle regarding the Land System.

Mr. Skinner in the Chair.

At ½ past 1 o'clock The House resumed its sitting; The Chairman brought up the Report of the Committee, on Mr. Cridge's communication "regarding the affairs of the Royal Hospital"

That this House is of opinion that it would be right and proper to subscribe the sum of £250. to the Royal Hospital, and that such subscription should be paid out of the General Revenue of the Colony.

The Address to His Grace the Duke of Newcastle was carried; and it was ordered that the Address and Petition be forwarded to His Grace; and that His Excellency the Governor be respectfully asked to support the prayer thereof.

The Report having been agreed to The House adjourned until Thursday the 29th instant at 11 o'clock A. M.

Speaker.

Thursday, the 29th day of September, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. T. J. Skinner, J. W. McKay, J. D. Pemberton, and Mr. Speaker.

There being no quorum, Adjourned until Monday, October 3rd at 11 o'clock A. M.

Speaker.

Monday, the 3rd day of October, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, J. D. Pemberton, and Mr. Speaker.

The Minutes of last meeting having been read and confirmed.

Mr. Skinner Moved the First Reading of "A Bill for the protection of the Wooden Bridges in Vancouver's Island and its Dependencies."

Seconded by Mr. McKay, and read a First time.

On the motion "that the House do now go into Committee" Mr. Skinner objected to the House receiving or taking into consideration the "Bill to Provide for the Registration of Voters", on the ground of its being a "Money Bill", and consequently should not have emanated from the Upper House.

Mr. Pemberton and Mr. McKay were in favor of going into Committee. Mr. Yates objected.

Mr. Speaker should give his casting vote in favor of going into Committee. The Bill had originated in that House, and had been passed and sent up to Council, and returned by that Honorable Body to the House without any alteration of the slightest importance; to be sure, the Council had divided the Bill sent up, into three parts, but this part, the "Registration of Voters Bill" was now almost verbatim in the same condition as when the House passed it, and he did not believe it to be a new Bill.

The House then went into Committee on the "Bill to increase the number of Representatives of the People of this Colony in the House of Assembly", and the "Bill to make provision for the Registration of Voters, and for other purposes relating thereto."

Mr. Skinner in the Chair.

At ½ past 12 o'clock The House resumed its sitting.

The Report of the Committee having been brought up and agreed to, The House adjourned, until Tuesday, October 4th at 11 o'clock A. M.

Speaker.

Tuesday, the 4th day of October, 1859

The House met at 11 o'clock pursuant to adjournment.

Present: Messrs. J. Yates, J. D. Pemberton, T. J. Skinner, J. W. McKay, and Mr. Speaker.

The Minutes of last meeting having been read and confirmed.

The Speaker, Said he had been in error Stating that the two Bills which had passed through Committee yesterday were not new Bills; he had acted on the Supposition that as no new matter had been introduced into them, they were virtually the same Bills as had been sent up from this House; but he had Since learned that the fact of the one Bill sent up, had been divided by the Council into three, constituted those three into three new Bills, and that consequently the proceedings of yesterday would have to be gone through again today.

On motion of Mr. Skinner Seconded by Mr. McKay, "The Bill for the protection of the Wooden Bridges in Vancouvers Island" &c. was read a Second time.

The House then went into Committee, on the "Bill to amend the Law relating to the Representation of Vancouvers Island and its Dependencies".

Mr. Skinner in the Chair.

At 2 o'clock p. m. the House resumed its sitting, The Chairman brought up the Report of the Committee which was agreed to.

Mr. Yates dissenting.

The House then adjourned until tomorrow, Wednesday October 5th at 10 o'clock A. M.

Speaker.

Wednesday, the 5th day of October, 1859

The House met at 10 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. W. McKay, J. D. Pemberton, Speaker.

There being no quorum Adjourned, Until Thursday October 6th at 4 oclock p. m.
Speaker.

Thursday, the 6th day of October, 1859

The House met at 4 o'clock p. m. pursuant to adjournment.

Present: Messrs. T. J. Skinner and Speaker.

There being no Quorum, Adjourned until tomorrow Friday October 7th at 3 o'clock p. m.

Speaker.

Friday, the 7th day of October, 1859

The House met at 3 o'clock p. m. pursuant to adjournment.

Present: Messrs. J. Yates, J. D. Pemberton, T. J. Skinner, J. W. McKay, and Mr. Speaker.

The Minutes of last Meeting having been read and confirmed.

Mr. Pemberton moved the Third reading of "A Bill to increase the number of Representatives of the People of this Colony in the House of Assembly."

Seconded by Mr. McKay; read a third time, and passed.

Mr. McKay moved the Third Reading of "A Bill to make provision for the Registration of Voters, and for other purposes relating thereto."

Seconded by Mr. Pemberton; read a third time, and passed.

Mr. Pemberton moved the Third Reading of "A Bill to Amend the law relating to the Representation of Vancouvers Island and its Dependencies."

Seconded by Mr. Yates; read a third time, and passed.

The House then went into Committee on the "Bill for the protection of the Wooden Bridges in Vancouvers Island."

The House resumed its sitting.

The Chairman brought up the Report of the Committee, which was agreed to, and The House adjourned until Tuesday the 11th instant at 11 o'clock A. M.

Speaker.

Tuesday, the 11th day of October, 1859

The House met at 11 o'clock A.M. pursuant to adjournment.

Present: Messrs. T. J. Skinner, J. W. McKay, J. D. Pemberton, and Mr. Speaker.
There being no quorum, Adjourned until Friday October 14th at 11 o'clock A. M.

Speaker.

Friday, the 14th day of October, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. D. Pemberton, T. J. Skinner, J. W. McKay, and Mr. Speaker.

The Minutes of last Meeting having been read and Confirmed.

Mr. Skinner gave notice of his intention to present at next meeting, a Petition to incorporate the "Victoria Gas Company."

Mr. Skinner Enquired of the Surveyor General, if the "Tracing of Surveyed Lands" moved for on the 12th August last, had been prepared.

Mr. Pemberton said the Tracing was prepared, and would be laid before the House at the next meeting.

On Motion of Mr. Skinner, Seconded by Mr. McKay "A Bill for the protection of the Wooden Bridges in Vancouvers Island and its Dependencies" was read a third time and passed.

The House then adjourned until Tuesday October 25th, at 11 o'clock A. M.

Speaker.

Tuesday, the 25th day of October, 1859

The House met at 11 oclock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. D. Pemberton, T. J. Skinner, J. W. McKay, and Mr. Speaker.

The Minutes of last Meeting having been read and confirmed.

The Speaker read the following Communications from His Excellency the Governor;

1.

Government House
Victoria, Vancouvers Island
21st October 1859.

To the Speaker and Gentlemen of the House of Assembly

I have to acknowledge the receipt of Your Speaker's Communication of October 7th transmitting the three following bills which had passed the House of Assembly that day.

1. "A Bill to increase the number of Representatives of the People of this Colony in the House of Assembly".

2. "A Bill to make provision for the Registration of Voters, and for other purposes relating thereto."

3. "A Bill to Amend the Law relating to the Representation of Vancouvers Island and its Dependencies."

(Signed) James Douglas.

2.

Government House
Victoria, Vancouvers Island
21st October 1859.

To the Speaker and Gentlemen of the House of Assembly

I have to acknowledge the receipt of Your Speaker's Communication dated October 14th transmitting "A Bill for the protection of the Wooden Bridges in Vancouver's Island and its Dependencies" and to inform the House that it will be laid before the Council at an early day.

(Signed) James Douglas.

3.

Government House
Victoria, Vancouver's Island,
21st Octr. 1859.

To the Speaker and Gentlemen of the House of Assembly

I have to acknowledge the receipt of Your Speaker's Communication of the 20th of September, transmitting "A Bill for the passage of an Act to regulate the interest of Money, in the Colony of Vancouvers Island and its Dependencies," and I will take an early opportunity of laying the Act before the Council.

(Signed) James Douglas

4.

Government House
Victoria, Vancouver's Island
21st October 1859

To the Speaker and Gentlemen of the House of Assembly

I have to acknowledge the receipt of Your Speaker's Communication dated 27th of September, enclosing a petition from the inhabitants of Vancouvers Island to the House of Assembly, and the Copy of an Address from the House to His Grace the Duke of Newcastle; and I beg to inform the House that I will forward that Petition and Address to His Grace, with such remarks as I may consider suitable on the occasion.

(Signed) James Douglas

5.

Government House
Victoria, Vancouvers Island
21st October 1859

To the Speaker and Gentlemen of the House of Assembly

I have to acknowledge the receipt of your Speaker's Communication dated 27th of September, conveying the following Resolution of the House, in reply to my Message of September 14th on the subject of the Royal Hospital,

That this House is of opinion that it would be right and proper to subscribe the sum of £250. to the Royal Hospital, and that such subscription should be paid out of the General Revenue of the Colony.

In reply to which, I beg to inform the House that the "General Revenue of the Colony", by which I presume the House means the proceeds derived from the Sales of Public Land, is insufficient to meet the ordinary and indispensable wants of the Country.

The Revenue derived from Spirit Licenses has been already expended by vote of the House, and no funds whatever remain in the Exchequer.

I therefore desire that the House may at once take measures, either by way of loan or otherwise, to provide the Sum of £250. which has been so considerably voted for the relief of the Hospital; otherwise the humane intention of the House cannot be carried into effect.

(Signed) James Douglas

6.

Government House
Victoria, Vancouvers Island
21st October 1859.

To the Speaker and Gentlemen of the House of Assembly

I have to acknowledge the receipt of Your Speaker's Communication of the 20th of September conveying a Resolution of the House, in reply to my message of September 10th, relative to a renewal of the engagement of the Reverend Mr. Cridge as Colonial Chaplain of Vancouver's Island.

2. While thanking the House for the consideration given to the Message, I have again to call its attention to the Same Subject.

3. The House being of opinion, as stated in Your reply, that the Reverend Mr. Cridge "was evidently led by the memorandum of agreement dated August 12th 1854, to expect a renewal of his engagement, contingent upon faithful services" I conceive that we are bound in honor and good faith to accept the tender made of his Services as Chaplain; and I beg to be informed if the House concur with me in that opinion.

(Signed) James Douglas.

7.

Council Chamber, Government House
Victoria, Vancouver's Island.
24th October 1859

To the Speaker and Gentlemen of the House of Assembly

I am directed by His Excellency the Governor and Legislative Council of Vancouver's Island, to return the Bill Entitled "A Bill to amend the Law relating to the Representation of Vancouver's Island and its Dependencies" and to say that the Governor and Council consider all the amendments made by the House of Assembly expedient and proper except the amendments lowering the rental and freehold qualifications, which they still think should be maintained at £20, and £100, respectively.

I am therefore directed to request that you will submit those amendments to the House for reconsideration.

(Signed) Edwd. Cridge
Hon. Sec. to the Council

The Communications numbered 5, 6, & 7 respectively were ordered to be taken into Consideration at next Meeting.

Mr. Skinner, Presented a Petition to incorporate a Gas Company.

Ordered to be considered at next meeting.

The House then adjourned to Friday 28th inst. at 11 o'clock A. M.

Speaker.

Friday, the 28th day of October, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. Skinner, J. W. McKay, J. D. Pemberton, and Mr. Speaker.

Two Communications from His Excellency the Governor were read by Mr. Speaker (see minutes Octr. 29th).

There being no quorum present, The House adjourned until Saturday, October 29th at 10 o'clock A. M.

Speaker

Saturday, the 29th day of October, 1859

The House met at 10 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. D. Pemberton, T. J. Skinner, J. W. McKay, and Mr. Speaker.

The Minutes of last Meeting having been read and confirmed.

The Speaker read the following communications from His Excellency the Governor.

1. Government House,
Victoria, Vancouvers Island
24th October 1859.

To the Speaker & Gentlemen of the House of Assembly

I have to Communicate for your information that the following two Bills, vizt. 1. "A Bill to make provision for the Registration of Voters, and for other purposes relating thereto" and 2. "A Bill to increase the number of Representatives of the People of this Colony in the House of Assembly" finally passed the Council, without amendment, and received my assent this day.

(Signed) James Douglas.

2. Government House
Victoria, Vancouvers Island
26th October 1859

To the Speaker & Gentlemen of the House of Assembly

I beg to transmit to the House the following Bills, which with the Amendments thereon respectively made, passed the Council this day.

1. "A Bill to remove doubts as to the Law relating to the Interest of Money in the Colony of Vancouver's Island and its Dependencies" and
2. "A Bill for the protection of the Wooden Bridges in Vancouvers Island and its Dependencies."

(Signed) James Douglas.

Mr. Pemberton, laid on the table "A Tracing of All Surveyed Lands, &c." moved for on the 12th August last.

The House then went into Committee, on the Communication from His Excellency the Governor (No. 6, Oct. 25th) relating to the Chaplaincy of Vancouver's

Island, On the Communication (No. 5 Octr. 25th) relating to the affairs of the Royal Hospital, and On Communication (No. 7, Octr. 25th) for a reconsideration of the amendments to "Franchise Act 1859" lowering the Rental and Freehold Qualifications of Voters, And the Petition to incorporate a Gas Company.

Mr. Skinner in the Chair.

The House resumed its Sitting.

The Chairman brought up the Report of the Committee.

On the Communication relating to the Chaplaincy, The following resolution was agreed to

"This House is of opinion that the Clerical Appointment of the Revd. Mr. Cridge, and all the responsibilities connected with it, rest with the Executive, and not with this House." (Mr. Pemberton).

On the Communication relating to the Hospital the following resolution was agreed to.

The House recommends that the sum of £250. already voted from the 'License fund of 1858' by the House, for a Library, be used as a loan to supply the existing necessities of the Hospital, to be repaid when sufficient funds shall be received from Sales of Land &c.

On the subject of the reconsideration of the reduction in the Rental and Freehold Qualifications of Voters, it was agreed, "That a conference on the subject be requested with the Governor and Council."

The petition to incorporate a Gas Company, was not agreed to, it being too late in the Session for the House to take it into consideration.

"The Bill for the protection of the Wooden Bridges in Vancouver's Island and its Dependencies" and "The Bill to remove doubts as to the Law relating to the interest of Money in the Colony of Vancouver's Island and its Dependencies" with the amendments proposed in Council were agreed to, and finally passed.

The Report of the Committee having been agreed to, The House adjourned until Thursday November 3rd at 11 o'clock A. M.

Speaker.

Thursday, the 3rd day of November, 1859

The House met at 11 o'clock A. M. pursuant to adjournment.

Present: Messrs. J. Yates, J. D. Pemberton, T. J. Skinner, J. W. McKay and Mr. Speaker and proceeded immediately to meet the Council in Conference on the subject of the proposed reduction of the Rental and Freehold Qualifications of Voters in the "Franchise Bill."

AT ½ PAST 2 O'CLOCK P. M.

The House reassembled, and The Minutes of the last meeting having been read and confirmed.

Mr. McKay, rose and informed the House that the Members had just returned from a Conference with the Legislative Council on the subject of certain proposed

Amendments to the "Franchise Act", and the result was, that neither side had been induced to change their views by argument; but had agreed to a compromise vizt. that £12. should take the place of the £20. Rental; and that £50. should take the place of the £100 Freehold; and that the word "Beneficial" in Clause 1, (Qualification b), should be erased.

The Speaker then read the following Communications from His Excellency the Governor.

1.

Government House
Victoria, Vancouvers Island
2nd November 1859

To the Speaker and Gentlemen of the House of Assembly

I have to acknowledge the receipt of Your Speakers communication dated Octr. 29th, conveying a Resolution of the House, "recommending that the sum of £250. voted from the 'License Fund 1858' for a Library, be used for the relief of the Royal Hospital."

I have to communicate for the information of the House, that all the monies arising from the Sale of Licenses for the fiscal year 1858, were paid, as collected, into the hands of the Hudson's Bay Company, and that I have made application to the Agent of that Company for the sum voted for the relief of the Hospital, which you will observe by the accompanying correspondence has not proved successful.

(Signed) James Douglas

(Enclosure No. 1.)

Government House
Victoria, Vancouvers Island
Novr. 1st 1859

Sir

I beg herewith to enclose for your information the Copy of a Resolution which passed the House of Assembly on the 29th day of the past month, granting for the relief of the Royal Hospital, the sum of £250., voted from the "License Fund of 1858" for the purchase of a Library.

As *all* monies arising from the Sale of Licenses to public Houses, were paid, as collected, into the hands of the Hudsons Bay Company, I have to request, in pursuance of the Resolution of the House of Assembly, that you will be kind enough to cause the sum in question, say £250. to be paid at your earliest convenience, into the hands of the Treasurer of this Colony.

I have the honor &c.

(Signed) James Douglas.

A. G. Dallas, Esqre.
Agent of the Hudson's Bay Company.

(Enclosure No. 2.)

Victoria, 2nd November 1859.

H. E. James Douglas Esq. C. B. &c. &c. &c.

Sir

I beg to acknowledge receipt of Your Excellency's communication of Yesterday's date, in regard to a Sum of £250. License Fund 1858, stated to be in the Hands of the Hudson's Bay Company.

I am not aware of the Hudson's Bay Co. holding any money belonging to the Colony of Vancouvers Island, but on the return of Mr. Finlayson from British Columbia, will make enquiry into the matter.

I have the honor &c.
(Signed) A. G. Dallas

2.

Government House,
Victoria Vancouver's Island,
31st October 1859

To the Speaker & Gentlemen of the House of Assembly

I have to acknowledge the receipt of Your Speaker's Communication of the 29th of October containing the following resolution of the House

That a Conference on the subject of the already proposed reduction in the Rental and Freehold Qualifications of Voters in the "Franchise Act", be requested with His Excellency the Governor and Council, and I have to inform you that the Council will be convened to meet the Members of the House of Assembly in Conference, on Thursday the 3rd of November next, at 11 oclock A. M.

(Signed) James Douglas.

3.

Government House,
31st Octr. 1859.
Victoria, Vancouver's Island,

To the Speaker and Gentlemen of the House of Assembly.

I have to acknowledge the receipt of Your Speaker's communication dated October 29th transmitting two Bills, which, with the amendments proposed in Council, had passed the House of Assembly on that day, vizt.

1. "A Bill for the protection of the Wooden Bridges in Vancouvers Island, and its Dependencies" and

2. "A Bill to remove doubts as to the Law relating to the Interest of Money in the Colony of Vancouvers Island and its Dependencies."

(Signed) James Douglas.

Mr. Skinner presented a Petition to incorporate a Society, to be called "The First Hebrew Victoria Benevolent Society". The House was unanimously opposed to the reception of the Petition at that late period of the Session, and it was accordingly withdrawn.

The House then went into Committee to reconsider the Amendments to the Rental and Freehold Qualifications in the "Franchise Act 1859" which had been returned from the Council.

Mr. Skinner in the Chair.

At 3 o'clock p. m. the House resumed its sitting. The Chairman brought up the Report of the Committee,

"In Clause 1, Qualification 2, at line 4, the figures "£20." to be altered to "£12."

In Clause 1, Qualification 3(b) the words "A beneficial" to be erased, and the word "An" to be inserted in lieu thereof.

In the same Clause, & the Qualification (b), the figures "£100." to be altered to "£50."

The Report having been agreed to, The House adjourned to meet again at the call of the Speaker.

Speaker.

Wednesday, the 7th day of December, 1859

The House met this day at ½ past 11 o'clock A. M. pursuant to a call of the Speaker.

Present: Messrs. J. Yates, J. W. McKay, T. J. Skinner, J. D. Pemberton, and Mr. Speaker.

The Minutes of last meeting having been read and confirmed.

The Speaker, read the following Communication from His Excellency the Governor,

Government House
Victoria, Vancouvers Island
November 3rd 1859

Sir,

I have to communicate to you for the information of the House of Assembly, that the "Bill to amend the Law relating to the Representation of the Colony of Vancouvers Island," with the amendments proposed by the House, finally passed the Council, and received my assent, this day.

(Signed) James Douglas.

To the Speaker of the House of Assembly.

The House, having been summoned to attend the Council, then proceeded to the Council Chamber, where were assembled, His Excellency the Governor; and the following Members of Council, the Honble. John Work, Rodk. Finlayson and Donald Fraser.

His Excellency the Governor addressed the House as follows,

Gentlemen of the House of Assembly,

I have summoned you to meet me on this occasion in order to release you from your legislative duties.

A protracted Session extending over a period exceeding three years, has led to many changes in the Colony. The Town and District of Victoria, as well as other Districts of Vancouver's Island, have during that time advanced in wealth and population, with a rapidity surpassing our warmest expectations; and I am, from circumstances, led to entertain the most confident hopes of the future progress of the Colony.

I thank you Gentlemen, for the zeal and diligence, with which you have applied yourselves to your public duties, and for the support which I have received from you.

It is my intention to dissolve this present Assembly without delay, and to summon a new House fully representing the growing Constituencies of the Colony;

and I sincerely hope that in the exercise of the high functions, which according to the free constitution of our Country will devolve upon those constituencies, they may be led to the selection of representatives whose wisdom and patriotism may aid me, in devising and carrying into effect, the measures which appear to be indispensably necessary in promoting the early settlement of the country, the development of its resources, and the general well being and prosperity of the Colony.

It is not my intention to take up the time of the House by entering into a review of those measures at present; but I will nevertheless, remark, that there appears to be an obvious necessity for an early revision of the Land System, which ought to be placed on a sound and liberal basis for the encouragement of settlers.

The records of History prove that Nations must be producers in order to become prosperous and healthy.

I shall therefore recommend that early measures be adopted to encourage agriculture; the raising of stock; and the improvement of sheep and cattle; to stimulate the establishment of fisheries; the working of coal mines; the export and manufacture of ship's masts and timber: sources of wealth with which the Colony abounds.

The repair and construction of Public Roads, and other important works will have the strongest claims upon the attention of the Legislature.

The Legislature will further have to take into early consideration the means of raising a revenue for defraying the necessary expenses of Government, and especially for extending and improving national education as the most certain means of elevating the moral and social conditions of the people.

With those few remarks, I will release you, Gentlemen, from further attendance.

The Secretary to the Council then proceeded to announce the prorogation of the assembly, to Thursday the 2nd day of February next.

The Members of the House of Assembly then withdrew.

Speaker.

JOURNALS
OF THE
SECOND
HOUSE OF ASSEMBLY
OF THE COLONY OF
VANCOUVER ISLAND

1 MARCH 1860 to 27 FEBRUARY 1863

MEMBERS OF THE SECOND HOUSE OF ASSEMBLY OF VANCOUVER ISLAND

1 MARCH 1860 TO 27 FEBRUARY 1863

Constituency	First Sitting	Last Sitting
Victoria Town (No. 1)		
George Hunter Cary.....	1 Mar. 1860	27 Feb. 1863
Victoria Town (No. 2)		
Selim Franklin.....	1 Mar. 1860	27 Feb. 1863
Victoria District (No. 1)		
William Fraser Tolmie.....	1 Mar. 1860	27 Feb. 1863
Victoria District (No. 2)		
Henry Pering Pellew Crease.....	1 Mar. 1860	18 Oct. 1861
Joseph William Trutch.....	26 Nov. 1861	30 Jan. 1863
Victoria District (No. 3)		
Alfred Pendrell Waddington.....	1 Mar. 1860	15 Oct. 1861
James Trimble.....	26 Nov. 1860	27 Feb. 1863
Esquimalt County (No. 1)		
James Cooper.....	1 Mar. 1860	27 July 1860
Robert Burnaby.....	6 Dec. 1860	27 Feb. 1863
Esquimalt County (No. 2)		
John Sebastian Helmcken.....	1 Mar. 1860	27 Feb. 1863
Esquimalt Town		
George Tomline Gordon*.....	1 Mar. 1860	16 Dec. 1861
Thomas Harris.....	31 Mar. 1862	14 Aug. 1862
William Cocker.....	9 Sept. 1862	27 Feb. 1863
Lake District		
George Foster Foster.....	1 Mar. 1860	23 Feb. 1863
Sooke District		
William John McDonald.....	1 Mar. 1860	30 May 1862
Saanich		
John Coles.....	1 Mar. 1860	16 Apr. 1862
Saltspring and Chemainus District		
Joseph Johnson Southgate.....	16 Mar. 1860	27 Feb. 1863
Nanaimo District		
Augustus Rupert Green.....	16 Apr. 1860	6 Feb. 1861
David Babington Ring.....	4 Nov. 1861	27 Feb. 1863

* Gordon was appointed Acting Treasurer on 18 July 1860 and was required by the Franchise Act, 1859, to vacate his seat. He won re-election on August 4 but resigned on November 26 when the validity of the election was questioned in the House. He was elected a third time on December 5 and took his seat the following day.

MINUTES OF THE SECOND HOUSE OF ASSEMBLY OF VANCOUVER ISLAND—FIRST SESSION

Thursday, the 1st day of March, 1860

The Members elect of the House of Assembly, met this day at the New Court House, James Bay.

Present:

Messrs.	George Hunter Cary	Member for Victoria Town
„	George Tomline Gordon	„ „ Esquimalt Town
„	William John McDonald	„ „ Soke District
„	John Coles	„ „ Saanich District
„	Selim Franklin	„ „ Victoria Town
„	William Fraser Tolmie	„ „ Victoria County
„	George Foster Foster	„ „ Lake District
„	John Sebastian Helmcken	„ „ Esquimalt County
„	Alfred Waddington	„ „ Victoria County
„	Henry Pering Pellew Crease	„ „ Victoria County
„	James Cooper	„ „ Esquimalt County

His Honor Chief Justice Cameron having administered the oaths.

Mr. Attorney General Cary opened the business of the House by reading an Act pro forma.

His Excellency the Governor attended by the Members of Council and the principal Officers of Government, entered the House and addressed the Legislative Bodies as follows.

Gentlemen of the Legislative Council and of the House of Assembly

It is a subject of congratulation that the second Legislative Assembly of Vancouver Island is convened at a season of comparative prosperity; when trade and commerce have assumed a firm and settled character; when the excitement & fluctuations which succeeded the discovery of gold in British Columbia have passed away, and every description of property has attained a high but legitimate value; when population is increasing and enterprises which must add largely to the wealth; and promote the general prosperity of the colony are being set on foot by the courageous efforts of private associations; and when a well founded feeling of confidence in the stability and progress of the colony pervades the minds of all classes.

The only event which seriously threatened to interrupt the prosperity of the past year was the occupation of the Island of San Juan by the troops of the United States; but as that force has been since in part withdrawn, and all questions respecting the disputed territory referred to Her Majesty's Government, it is hoped, from the conciliatory tone adopted by both Governments, that nothing will occur to prevent a peaceful solution of the question at issue.

I have to inform you that Her Majesty's Government have announced their intention to enter into possession of Vancouver Island, and that the connection of the Hudson Bay Company with the Island was to terminate as soon as questions of accounts between the Company & Her Majesty's Government were settled, and, moreover, that the connection must be regarded as already terminated to this extent, that the Company are no longer required to provide means for defraying the expense of the civil administration of the colony.

Her Majesty's Government continue to express the most lively solicitude for the prosperity and well being of the colony, but have, nevertheless, authorised me distinctly to state, for your information, that Vancouver Island, like other British communities, however small, must expect no assistance from without towards defraying the ordinary and regular expenses of her government.

The amount of these expenses, and the salaries to be paid in the first instance, is left to our discretion, Her Majesty's Government having no wish to see any provision made beyond what the limited means of the colony will allow, for the civil government of the Island.

They, however, deem that payment for services of a permanent nature, such as those of the Governor, Chief Justice & other principal officers of government *whatever their amount may be*, shall be fixed by law, and not merely placed on the annual estimates.

Such being the case, it becomes our duty at once to take the necessary steps for raising a revenue within the colony to meet that expenditure; and I shall not fail, on such provisions being made, to recommend that the moneys hereafter derived from the sale of crown lands within the colony may be left by Her Majesty's Government at the disposal of the Colonial Legislature.

I will cause the amount of that expenditure to be hereafter laid before you, together with the estimates for the year 1860.

It will also be expedient, in course of the present session, to revise the existing laws of the colony, and to provide, by other enactments, for the quieting of titles transmitted through aliens, and for the registration of deeds, as the want of such laws is now felt to be a public evil, and their enactment will be a measure of general utility and advantage, by adding greatly to the value of real estate, in facilitating its transfer and conveyance, and by the security given to the title to the land.

It will further be expedient to provide means for defraying the expense of making a selection from the Statute Law of England of such Acts as may be adapted to this Colony.

The Public Schools have also strong claims upon our attention, and provision should now be made for their future support. I think inquiry will elicit the fact that the teachers' salaries are disproportionately small for their station in life, and inadequate in amount for their support in a decent position; as, since those rates were fixed, a great increase has taken place in the price of almost every necessary of life. A larger salary, by making the office desirable, will secure efficiency & high attainments in the teachers, and, with respect to the existing schools, may, by an increase of fees, be allowed without adding to the public burdens.

The moral and religious education of the people being one of the most important duties deserving of the attention of the Government, the present is a fitting time for the initiation of a system providing for the erection and maintenance of places of Christian worship.

In a new country, to which persons of all religious persuasions are invited to resort, it would be impossible without injustice to some, to establish an endowed church; but it is, nevertheless, the duty of states to protect the interests of religion, and especially when new settlements are formed, to cause the means of religious instruction to be placed within the reach of every member of the community either by granting assistance proportionate to, and in aid of private contributions, or by some other method which may appear more conducive to that end.

We have also to consider how the colonization of the country, and the development of its resources can best be promoted.

With a pleasant, and healthy climate, which on the whole may compare favorably with that of any other country, Vancouver Island also possesses a fertile soil; forests of vast extent; a sea coast abounding in fish, and studded with safe and convenient Harbours; extensive coal beds; and the unoccupied lands of the Crown form a wide and varied domain, and we have to consider how those sources of wealth are to be developed and to be made of value to the colony.

To encourage & enable settlers to occupy the lands of the Crown, and to bring those lands into a productive state, are the first and obvious steps towards that great end. But its full attainment is impossible with our present small population:

therefore inducement should be held out capable of attracting emigrants to the colony, as it is chiefly to such means that we must look for an increase of population; and as without attractive inducements, there will probably be no large emigration of British subjects to this part of the world.

The system of Free trade already established in the Colony is one singular advantage enjoyed by the producing classes of Vancouver Island, and its usual effect in reducing the cost of foreign necessities, must ultimately enable them, in this market, to compete successfully in our own staples with the producers in other countries.

Pursuing that course of policy with respect to the general trade of the Colony, I am prepared also to concur in any measures which may tend more directly to encourage settlers to occupy & cultivate the country; and I believe that the cheap and easy acquisition of public land, and the construction of roads, to facilitate and reduce the cost of transit to and from the settlements, will tend materially to the advancement of those objects.

Should it appear that greater inducements are necessary to aid the settler in his early struggles with the difficulties, which nature everywhere interposes to fruition of his hopes, it will be our duty to consider to what extent, and in what way that aid should be granted.

I will, hereafter, lay before you the copy of a correspondence with Capt. Stamp, a gentleman representing a highly respectable English association which proposes to form a settlement at some eligible point on the West Coast of Vancouver Island for the purpose of establishing fisheries, and of entering largely into the manufacture and export of deals and ships' spars. An enterprise so desirable and important in all its bearings with respect to the Colony, that I did not fail, by such inducements as I could offer, to confirm the association in their purpose.

If the results obtainable through those industrial pursuits may be estimated from the number of ships employed, and the amount of capital invested in the fisheries and timber trade in the British Provinces of North America, we shall at once perceive their extraordinary value and importance. Fortunately, the growing trade of Nanaimo, where, as appears by the Port returns for the month of January last, a number of vessels forming an aggregate tonnage of 2000 tons, were then employed in taking in coal for exportation, furnishes a ready illustration of the subject and of the results that may be expected from judicious and well directed enterprise.

I would further claim your attention to the great national object of establishing fisheries on the coast of Vancouver Island, in order that the subject may be brought thoroughly under review, and that measures may be adopted to attract attention to a branch of industry of great political & commercial importance, and that is capable of adding so largely to the wealth & future power of the colony.

It is in contemplation to bring forward many useful measures in course of the present session, but especially an act for the incorporation of the Town of Victoria which will be speedily laid before the Legislature for their consideration.

The native Indian tribes continue in a perfectly tranquil state, and the assurance received from them universally, profess sentiments of loyalty & or devoted submission and obedience to the government.

The House of Assembly will have to provide means for extinguishing, by purchase, the native Title to the Lands in the districts of Cowichan, Chemainis, and Salt Spring Island, which are now thrown open for settlement. The purchase should be effected without delay, as the Indians may otherwise regard the settlers as trespassers and become troublesome.

In conclusion I have to express a fervent hope that your deliberations may be guided by the wisdom which cometh from above, as that alone can save from error and direct the councils of nations to those measures which will render them great, prosperous, and happy.

Gentlemen of the House of Assembly, the Chief Justice has been appointed to receive your declarations of qualification. You may then proceed to choose a Speaker, and to appoint the officers necessary for the proper conduct of the business of the House.

At the conclusion of his speech His Excellency retired, attended as before.

The House then proceeded to the Election of a Speaker.

Mr. Cary proposed Mr. Helmcken, and the motion being seconded by Mr. Gordon.

Mr. Waddington proposed as an amendment, "That Mr. Cary be appointed Speaker."

Seconded by Mr. Cooper.

Mr. Cary expressed his unwillingness to accept the office if elected.

The Clerk of the House then put the motions.

For Mr. Waddington's Amendment.

Ayes 2. Noes 9. Lost.

For Mr. Cary's original motion.

Ayes 9. Noes 2. Carried.

Mr. Speaker Helmcken having taken his seat and addressed the House thanking them for the Honor they had conferred upon him by electing him as their Speaker, proceeded to say that it would be necessary, before any business could be gone into, that His Excellency's sanction to the choice they had made of a Speaker, should be obtained; and he was authorised to state that His Excellency would receive a deputation from the House for that purpose, at 3 o'Clock.

On Motion the House then adjourned until 3 o'Clock.

AT 3 O'CLOCK P.M.

The House resumed its sitting, & immediately after proceeded in a Body to wait upon His Excellency to announce that they had elected a Speaker.

The Members of the House of Assembly having been ushered into the Council Chamber.

Mr. Cary addressed His Excellency informing him that the choice of the House had fallen upon Mr. Helmcken for Speaker.

His Excellency having been pleased to signify his entire concurrence in and approval of their choice.

Mr. Speaker said he had now for a second time to express a hope that all the privileges and usages of the House of Assembly might be respected; and neither abridged nor restricted in any manner.

His Excellency replied that the House might rest assured that all the privileges and customs of the House should be strictly respected; and he further begged to assure the Honble. Members that they might implicitly rely on his co-operation in all measures tending to the public good.

The Members then returned to the House, and the Speaker repeated His Excellency's approval of the choice of Speaker.

The Members then handed in a statement of their respective qualifications and were sworn in the following order: Mr. J. S. Helmcken, Speaker, and Messrs. G. H. Cary, W. J. McDonald, S. Franklin, W. F. Tolmie.

At this stage of the proceedings Mr. Waddington directed the attention of the Speaker to the fact that the Hon. Member for Victoria Town, Mr. S. Franklin, had not taken the oath in the form prescribed by law; that the closing sentence of the oath "and I make this declaration upon the true faith of a Christian", had been omitted.

The following Members were then sworn in: Messrs. H. P. P. Crease, James Cooper, A. Waddington, John Coles, G. T. Gordon, G. F. Foster.

On examination of the written form of oath which Mr. Franklin had read, it was found that the words to which Mr. Waddington had called attention, were omitted.

The Speaker requested Mr. Franklin to withdraw.

And the question of the Honorable Gentlemen's right to take his seat and to vote having been debated at some length he was recalled, and The Speaker enquired if he was willing to take the oath as prescribed without abridgement.

Mr. Franklin declined to take any further oath than that which he had already taken.

Whereupon the Speaker again directed him to withdraw, and the discussion was resumed.

Mr. Waddington gave notice that he should move "For a Committee of three to take into consideration, & report on the Standing Orders to be enacted for the present Session."

On Motion of Mr. Crease the House then adjourned until 2 o'clock on Friday the 2nd March, in order that time might be allowed to consult authorities on the important question raised with respect to the Honble. Member for Victoria Town.

Speaker.

Friday, the 2nd day of March, 1860

The House met at 2 o'clock p. m. pursuant to adjournment.

Present: Messrs. Cary, Gordon, McDonald, Coles, Tolmie, Foster, Crease, Waddington, Cooper, and Mr. Speaker.

The Minutes of the last Meeting having been read and confirmed.

The Speaker said that the business in order was the adjourned debate on the question of the right of Mr. Franklin to take his seat in the House.

Mr. Coles moved, "That Mr. Selim Franklin shall take his seat in the House of Assembly."

The Speaker read the instructions from the Home Government to His Excellency the Governor, on the occasion of his summoning the first House of Assembly.

Mr. Franklin here entered the House and was proceeding to take his seat, when he was requested by the Speaker to withdraw.

Mr. Attorney General seconded Mr. Cole's Motion.

Mr. Crease was opposed to the Motion, and would move as an Amendment "That a Committee be formed to report to the House what disabilities (if any) attach to British subjects becoming Members of this House."

Seconded by Mr. Tolmie and carried; put as an original motion and agreed to.

The Speaker appointed Messrs. Cary, Waddington, Crease, Tolmie and Coles to form the Committee.

Mr. Waddington gave notice that he should move "That every Member before taking his seat in this House, shall simply take the oaths of Fidelity, and against Bribery, and no others."

Mr. Waddington brought forward the Motion, of which he had given notice at last meeting "For a Committee of Three to take into Consideration, and report on the standing orders to be enacted for the present session." Which being seconded by Mr. Tolmie & carried.

Mr. Speaker appointed Messrs. Cary, Waddington, & Cooper to serve on the Committee.

Mr. Crease then moved to proceed to the election of Officers of the House, and proposed first to Elect a Clerk of the House.

The Speaker said it was usual at an early period to take some action with regard to His Excellency the Governor's address.

It was moved by Mr. Cooper, seconded by Mr. Waddington & carried "That the consideration of His Excellency's Address be made the Special Order for Monday next the 5th instant at 2 o'clock p. m."

To which hour the House accordingly adjourned.

Speaker.

Monday, the 5th day of March, 1860

The House met at 2 o'clock p. m. pursuant to adjournment.

Present: Messrs. Cary, McDonald, Tolmie, Crease, Cooper, Waddington, Coles, Gordon, Foster, and Mr. Speaker.

The Minutes of the last Meeting having been read and confirmed.

Mr. Attorney General gave notice "That he will on the 7th day of March 1860, move this house that an Address be presented to His Excellency the Governor, praying that all papers and accounts relating to the revenue of the Colony of Vancouver's Island and its Dependencies and of the Expenditure of such revenue may be laid before this House."

Mr. Franklin here entered the House and was about to take his seat when he was requested by the Speaker to withdraw.

The Speaker then proceeded to read the Governor's Speech.

Mr. Gordon rose, and in reply thereto, moved the following Address.

May it please Your Excellency

The House of Assembly of Vancouver's Island & its Dependencies has received with satisfaction your Excellency's address at the opening of this Session, for which they have to tender their respectful thanks.

The House fully appreciates the great importance of the topics alluded to and the measures suggested in the Speech of Your Excellency and beg to say that they will devote their earliest and best attention to their consideration.

Mr. Coles seconded the Address.

Mr. Waddington, moved as an amendment to the Address.

May it please your Excellency,

We Her Majesty's dutiful and loyal Assembly of Vancouver Island in Parliament assembled, approach Your Excellency conformably with immemorial custom, in order to express our acknowledgement of the opening speech, and acquaint Your Excellency with the views of the Country.

It affords us pleasure to note the many evidences of stability and prosperity throughout the Country generally; notwithstanding the numerous untoward circumstances which during the past two years have combined to retard our progress. Dependent chiefly on Commerce with British Columbia, our present progress and prosperity we conceive to be due chiefly to the indomitable perseverance and enterprise of the people, in face of the most discouraging and arbitrary restrictions on trade in the sister Colony from the commencement of immigration in 1858 up to the present time. Profound discontent is every where visible in the Colony, superinduced by the total disregard of our local government for the interests of our inter-colonial trade, and we cannot doubt that if a more liberal & vigorous policy had been generally inaugurated in 1858, during the height of the gold immigration, large numbers would now have been engaged in the interior in agricultural pursuits, who have consequently sought homes in the United States.

It is with deep regret that we are obliged to admit that there exists throughout the entire Colony a general want of confidence in the Government, and till measures are taken to remove the sources to which discontent is attributable, we see no hope either of restoring public confidence, or of uniting the efforts of the Country in the development of our industrial resources, and in fostering our commerce.

We are gratified to learn that the difficulties arising from the occupation of San Juan by the United States are in a fair way of settlement, without disturbing the friendly relations with that government.

Whilst we learn with pleasure that Her Majesty's Government will enter into possession of Vancouver Island by the revocation of the Hudson's Bay Company's grant, we cannot but feel that it becomes our duty to urge, that before the accounts are finally settled, the Legislature should be made fully acquainted with the entire Sales of the public lands, the revenue drawn therefrom, and the manner in which that revenue has been expended.

We deem this course absolutely necessary, inasmuch as Her Majesty's Government appears indisposed to assist the Colony during its infant condition, and because we deem it advisable to make a searching investigation into the present condition of the Colony in order to avoid, if possible, the imposition of heavier taxes on the Country than may be necessary.

Placing the revenue derived from the Crown Lands at the disposal of the Legislature, is in every point of view necessary in a self supporting Colony, and without which it will be difficult [to act] upon a permanent civil list, which, with the Estimates for 1860, and the ways and means will early engage our attention.

The Codification of Imperial Statutes adopted to our wants, the introduction of laws for the quieting of titles and record of deeds and other purposes, with measures for forming a free school system for the entire Colony, based on appropriations from the public lands and school taxes will meet with every assistance at our hands.

Though impressed with the wholesome influence exerted by society on religion, we deem it unnecessary to legislate further than to grant protection to all forms of divine worship; and that we cannot consent to any appropriation from either the casual or territorial revenue, for their support, either by money or lands.

Measures to attract immigration and form settlements for the development of Agriculture, the fisheries and the lumber trade, will meet every encouragement on our part; but we cannot but view the granting of land in large quantities, either to individuals or Companies, as injurious in its tendencies both socially and politically. Therefore we would recommend that before any final settlement be made to Captain Stamp and his associates, the entire scheme be laid before the Assembly for its concurrence.

In conclusion we will fervently hope that Your Excellency may be guided in your deliberations by that Wise & Almighty Being who alone knows what is best for our good and prosperity.

Mr. Cooper seconded the Amendment.

Mr. Crease did not agree entirely with either the Address or the Amendment.

Mr. Cary spoke in favor of the Address.

The Speaker put the motion that the words proposed to be left out do stand part of the question.

	<i>Ayes (7):</i>		<i>Noes (2):</i>
Messrs.	Cary	Messrs.	Waddington
	McDonald		Cooper
	Tolmie		
	Crease		
	Coles		
	Gordon		
	Foster		

And so the original Address was carried.

Mr. Waddington gave notice of a Motion that "Whereas this House has reason to believe that a gross attempt has been made to secure to Mr. Selim Franklin a seat in this House, in a manner highly derogatory to the purity, dignity and honor of this Honorable House, and altogether unbecoming; and that we have reason to believe that this attempt has been made through the request of Mr. Selim Franklin and through the connivance of Chief Justice Cameron, by administering and aiding in proffering an oath contrary to the form prescribed by the Statute, Resolved, that a Committee of five be appointed to institute a thorough examination into the manner in which the first oath was administered to Mr. Selim Franklin, and how the faulty form of oath was laid before him to take and subscribe; and that the Committee do report in full the facts to this House."

The House then adjourned until Wednesday the 7th inst. at 3 oclock P. M.

Speaker.

Wednesday, the 7th day of March, 1860

The House met at 3 oCk. P. M. pursuant to adjournment.

Present: Messrs. Cary, Tolmie, Cooper, Coles, Foster, McDonald, Crease, Waddington, Gordon, and Mr. Speaker.

And immediately proceeded to wait upon His Excellency the Governor with the Address in reply to His Excellency's Speech.

The Members having returned the Speaker informed the House that His Excellency had received the Address & had been pleased to express his willingness to forward the views of the House when directed to the public good to the full extent of his power, & had signified his intention of communicating to Her Gracious Majesty the information of this, the loyal action of Her Majestys faithful commons of Vancouver Island.

The Chairman of the Committee on disabilities then handed in the following report.

That the only disabilities affecting the right of British subjects to sit, & vote in the House of Representatives of Vancouver Island & its dependencies are, their failure to take the oath of allegiance, otherwise of fidelity, as prescribed by Her Majestys order in Council, & the disabilities imposed by the Franchise Act 1859."

sgd. W. F. Tolmie
Chairman

H. P. P. Crease
A. Waddington
John Coles
G. H. Cary

On Motion of Mr. Tolmie, seconded by Mr. Crease The Report was adopted.

Mr. Waddington gave notice "That he would bring in a Bill on Monday March 12th to regulate the manufacture, carriage deposit and sale of Gunpowder, in Vancouver Island & its dependencies."

Mr. McDonald gave notice "That on the 21st of March he will bring in a Bill to compel the erection of Brick Chimnies within certain limits of the Town of Victoria."

Mr. Waddington brought forward the motion of which he had given notice on Monday relating to the oath administered to Mr. Franklin.

Mr. Coles seconded the motion.

Mr. Foster dissented from the expressions used in the Motion, & moved as an amendment "That a Committee of 5 be appointed to institute a thorough examination into the manner in which the first oath was administered to Mr. Selim Franklin & how this faulty form of oath was laid before him to take & subscribe, & that the Committee do report in full the facts to this House.

Mr. Gordon seconded the amendment.

Mr. Waddington by permission of the House withdrew his motion, & Mr. Fosters amendment being put as an original Motion was carried unanimously.

The Speaker appointed Messrs. Foster, Gordon, Coles, Crease & McDonald to serve on the Committee with full power to summon & call for all papers or persons requisite to the enquiry.

Mr. Cary brought forward the Motion of which he had given notice on Monday relative to the revenue of the Colony.

Seconded by Mr. McDonald & carried.

Mr. Crease gave notice of Motion "That the House do proceed to the election of its officers."

Mr. Coles gave notice of a Motion "That Mr. Selim Franklin take his seat in this House on Monday the 12th of March 1860."

The Speaker said it would be necessary that the House should determine what number of Members should form a quorum for the transaction of business whereupon Mr. Cooper gave notice that he should introduce a Motion on Monday March 12th "That seven members shall constitute a quorum."

Mr. Waddington Withdrew the Motion of which he had given notice on Friday March 2nd relating to the taking of certain oaths.

And the House then adjourned until Monday the 12th instant at 3 oClock p. m.

Speaker

Monday, the 12th day of March, 1860

The House met at 3 oCk. p. m. pursuant to adjournment.

Present: Messrs. Cary, Franklin, Crease, Coles, Foster, McDonald, Tolmie, Cooper, Gordon, & Mr. Speaker.

The Minutes of last meeting having been read & confirmed.

Mr. Cary Gave notice that on the 12th day of April he should bring in the following Bills.

1 A Bill to extend the provisions of the Joint Stock Companies Limited Liability Acts in Vancouver Island.

2 A Bill to amend the Criminal procedure in the trial of Indian prisoners.

3 A Bill to provide for the more speedy & economical trial of prisoners committed for trial on minor charges.

4 A Bill to provide for the Registration of Real Estate in Vancouver Island.

5 A Bill for the Incorporation of the Town of Victoria.

Mr. Tolmie gave notice "That on Friday the 16th he would move that this House do adjourn till Thursday April 12th."

Mr. McDonald presented a petition from Thomas James Skinner against the return of James Cooper for the District of Esquimalt & Metchosen.

Mr. Waddington presented a petition from Amor de [De] Cosmos against the return of Selim Franklin for Victoria Town District.

Mr. Foster gave notice "that on the 12th of April he would bring forward a Motion regarding the dangerous precedence now progressing in this House, of paid

officials of British Columbia sitting & voting in this House; & the necessity of the question being solved by the Home Government, if this House considers itself incompetent to entertain the question."

Mr. Waddington gave notice of a Motion that a Committee of five be named by the Speaker at the next meeting of the House to enquire into and report on contested Elections.

Mr. Waddington gave notice "That on the 13th of March he will move That petitions against the Election of any Member of this House shall be received up to and inclusive of the 19th of March 1860, & that on all other occasions hereafter all petitions of the character aforesaid shall be presented within 14 days from the return being brought in."

The House then proceeded to the selection of Officers.

Mr. Crease proposed Mr. Doggett as Clerk and Serjeant at Arms.

Mr. Foster seconded.

After discussion it was agreed to—subject to the assent of His Excellency the Governor.

Mr. Cooper brought forwd. the Motion of which he had given notice "That 7 Members including Mr. Speaker, form a quorum for the transaction of business."

Carried.

The House then adjourned until tomorrow at 3. p.m.

Speaker

Tuesday, the 13th day of March, 1860

3 oClock p. m. pursuant to adjournment.

Present: Messrs. Cary, Franklin, Crease, Waddington, Foster, McDonald, Tolmie, Cooper, Gordon, & Mr. Speaker.

The minutes of last Meeting having been read & confirmed.

The Speaker presented a petition from John Copland against the return of J. J. Southgate for the District of Salt Spring Island & Chemanis.

Mr. Foster asked permission to bring forward the Motion of which he had given notice yesterday relating to British Columbian officials sitting & voting in this House at an earlier date than that originally proposed.

The Speaker said he could take any unoccupied day.

Set for Friday the 16th inst.

Mr. Franklin gave notice of Motion "That a Committee of three be appointed to enquire into the present condition of the Harbor of Victoria & to report what be necessary for its preservation & improvement."

Mr. Cary brought up a portion of the Report from the Committee on Standing Orders. (see Report in the Report Book)

Ordered to be considered in Committee of the whole House on Friday next & that each Member be furnished with a copy of the Report.

Mr. Waddington asked permission to withdraw the two motions of which he had given notice.

One for the extension of time for presenting Election petitions and One for a Committee of 5 to enquire & report on contested Elections.

Granted.

Mr. Franklin gave notice "That on the 12th April he should bring in a Bill 'For securing Liens to Mechanics & others'."

Mr. Gordon called the attention of the House to the want of accommodation for Members and the House authorised the purchase of chairs &c.

Mr. Tolmie asked leave to withdraw the Motion of which he had given notice respecting the adjournment of the House until the 12th April, & to substitute the following.

On Monday the 19th March, I will move that this House do adjourn till Thursday April 12th.

The House then adjourned until Friday the 16th inst. at 3 oClock p.m.

Speaker.

Friday, the 16th day of March, 1860

The House met at 3 oClock p. m. pursuant to adjournment.

Present: Messrs. Cary, Foster, Gordon, Tolmie, Crease, Franklin, McDonald, Waddington, & Mr. Speaker.

Mr. Joseph Johnston Southgate the Member returned for the District of Salt Spring Island & Chemanis was sworn in by Chief Justice Cameron, & took his seat.

The Minutes of last meeting having been read & confirmed.

The Speaker read the following communications from His Excellency the Governor.

V. V. I. 16th March 1860

I have the honor to acknowledge the receipt of your Speakers communication dated the 7th of March, conveying a Resolution of the House.

"That an address be presented to His Excellency the Governor praying that all papers and accounts relating to the revenue of the Colony of Vancouver Island & its dependencies & of the expenditure of such revenue, may be laid before the House." Mr. Atty. General.

And in reply I have to inform you that the same are in course of preparation & will be forwarded to the House as soon as completed.

sigd. James Douglas

To the Speaker &c.

V. I. 16 March 1860

I have the honor to acknowledge the receipt of your Speakers communication of the 12th inst. announcing the following resolution of the House.

"That Edward Doggett be appointed 'Clerk of the House & Serjeant at Arms' subject to assent of the Governor."

I beg to signify in reply thereto that I have much pleasure in assenting to the wishes of the House.

(sgd.) James Douglas

A Communication addressed to Mr. Speaker was handed in from Chief Justice Cameron, which the Speaker commenced to read to the House, when Mr. Cary rose to order & the communication was handed over to the Chairman of the Committee to enquire into the "faulty oath."

Mr. Crease presented a petition from Captain Nagle Harbor Master relating to a light house erected in Victoria Harbour.

Ordered to lie on the Table.

Mr. Tolmie gave notice that "on the 25th April he will bring in a Bill relating to the laying out, making and repairing of Roads in Vancouver Island."

Mr. Foster brought forward the Motion of which he had given notice on the 12th instant relating to British Columbia officials sitting and voting in this House.

Mr. Waddington seconded.

Mr. Franklin opposed the Motion.

Mr. Cary Spoke in opposition.

The Speaker having put the Motion it was lost.

Ayes (2):

Messrs. Foster
Waddington

Noes (7):

Messrs. Cary
McDonald
Crease
Tolmie
Franklin
Southgate
Gordon

The House then went into Committee of the whole on the Report of the Committee on Standing Orders.

Mr. Franklin in the Chair.

At ½ past 6. p. m. The House resumed its sitting and the Chairman of the Committee of the whole House asked leave to bring up the Report tomorrow (Saturday) at 3 o'clock p. m.

To which hour the House accordingly adjourned.

Speaker.

Saturday, the 17th day of March, 1860

The House met at 3 oClock p. m. pursuant to adjournment.

Present: Mr. Speaker, and Messrs. Tolmie, Crease, Gordon, Foster, Waddington, McDonald, Franklin.

The minutes of the last meeting having been read and confirmed.

Mr. Foster Chairman of Committee "on the faulty oath" brought up the Report.

Mr. Franklin Moved the Report be not adopted.

Mr. Waddington seconded the adoption of the Report.

The House divided:

	<i>Ayes (6):</i>	<i>Noes (1):</i>
Messrs.	Crease	Mr. Franklin
	Gordon	
	Foster	
	McDonald	
	Waddington	
	Tolmie	

Majority in favor 5.

Report adopted.

Mr. Franklin Chairman of Committee "on Standing Orders" brought up the Report.

Mr. Crease Moved their adoption.

Carried unanimously.

Mr. Crease Moved "That the time prescribed by the Standing Orders regulating the presentation of Petitions against the return of Members of this House be extended pro hac vice¹ until Saturday the 24th day of March inst. & no further & that in all other respects the Standing Orders be not suspended."

Mr. Waddington seconded.

Carried.

Mr. Waddington introduced a "Bill to provide for the safer carriage and storage of gunpowder."

Mr. Tolmie seconded.

Ordered to be read 1st time.

Mr. Franklin moved that a Committee of three be appointed to enquire into the condition of Victoria Harbour.

Mr. Tolmie seconded.

Messrs. Crease, Foster, Waddington, Gordon opposed.

¹ I.e., for this occasion only.

The House divided on the Motion:

	<i>Ayes (4):</i>		<i>Noes (3):</i>
Messrs.	Foster	Messrs.	Franklin,
	Gordon		Tolmie
	Crease		McDonald
	Waddington		

Majority 1—Motion lost.

Mr. Foster gave notice of Motion "That on the 21st inst. I shall bring in a motion to respectfully represent to His Excellency the Governor the necessity of reduction in price of Crown Lands of Vancouver Island & its dependencies & praying His Excellency to use his influence with the Home Government to obtain an order from the Crown to such effect & that this House respectfully petitions the Home Government through His Excellency the Governor to make the said reduction in the price of Crown lands in order to allow this Colony to compete with other Countries in population & that Crown Lands hereafter be reduced to the price of one dollar per acre in the Colony above mentioned."

Mr. Crease Asked Mr. Speaker if he had given permission to the Hon. Member for Esquimalt Mr. Cooper to be absent.

Mr. Speaker said he had not.

Mr. Tolmie asked leave to withdraw his Motion of which he had given previous notice "That this House do adjourn until Thursday April 12th 1860."

Leave granted.

Mr. Gordon gave notice of a Bill to Incorporate a Gas Company in Victoria.

Mr. Speaker observed it could only be done by Petition.

Mr. Foster moved that this House do adjourn until Wednesday the 21st inst.

Mr. Gordon seconded.

House then adjourned until the Wednesday the 21st inst. at 3 o'clk. p. m.

Speaker.

Wednesday, the 21st day of March, 1860

The House met pursuant to adjournment.

Present: Mr. Speaker and Messrs. Gordon, Crease, Franklin, Coles, Foster, Tolmie, Waddington, McDonald, Southgate.

The Minutes of last meeting having been read & confirmed.

Mr. Waddington moved that the House go into Committee on the 14th Clause of the Standing Orders.

Mr. Crease seconded.

Carried.

Mr. Speaker read message from His Excellency the Governor—Correspondence from Captn. Edward Stamp to the Colonial Secretary detailing the conditions

on which Captn. Stamp has agreed to form a settlement on the West Coast of Vancouver Island.

Ordered to lie on the Table.

Mr. Speaker informed the House, he had appointed M. W. T. Drake Esqr. Solicitor, as Examiner of Recognizances on Election Petitions.

Mr. Gordon drew attention of the House of a newspaper "The Victoria Gazette" Incorrectly publishing the Hon. Members speech for Victoria, on the "faulty oath."

Mr. Franklin replied.

Mr. Tolmie gave notice, "I will move that His Excellency the Governor be requested to lay before the House papers & correspondence relating to the establishment of direct Postal communication between this Colony & the Mother Country & to inform the House whether any subsidy has been asked from the Imperial Government for the purpose of establishing the same."

Mr. Franklin gave notice of Motion "That His Excellency the Governor be asked to lay before this House the official or other surveys & reports that he may have received in relation to the Harbour of Victoria."

Mr. Gordon presented Petition of J. T. Little, G. A. Reynolds, & M. A. Calvert, praying for an act to incorporate the Victoria Gas Company.

Ordered to lie on the Table.

Mr. Gordon gave notice of Motion "I shall move that a Committee of three be appointed to enquire into the expense of the survey of Lands per lineal mile in this Colony & to gain any information that can be obtained from evidence to be taken before that Committee on the whole of the present Land system."

Mr. Waddington gave notice "I will move for a return of all lands sold for the government on Vancouver Island & its dependencies from the grant of the Hudson's Bay Company up to date, defining the localities the quantity sold & to whom, the acres the amount received, & the sums still owing together with the dates of sale & those of the instalments & payments."

Mr. McDonald Brought in a "Bill to prevent the use of Stove pipes & render compulsory the building of Brick or stone chimnies within certain limits of the Town of Victoria."

Read 1st time.

Mr. Southgate seconded.

Mr. Foster asked permission to shorten the Motion (of which previous notice had been given) to His Excellency relating to the reduction in the price of Lands in.

Permission given.

Mr. Foster then moved as an amendment "That a respectful petition be presented by this House through the medium of His Excellency the Governor to the Home Government praying for the reduction in price of all Crown lands in Vancouver Island & its dependencies in order to permit this Country to compete successfully with other nations for population & that the price of all

Crown Lands after 1st September next ensuing be reduced in this Colony to the purchase value of one dollar per acre."

Mr. Coles seconded.

Mr. Tolmie moved that the House go into Committee on the subject at the next sitting.

Mr. Crease seconded.

After discussion the amendment was carried & ordered to go into Committee of the whole next sitting.

Mr. Waddington Asked when was the Gunpowder Bill to be read 2nd time.

Mr. Tolmie seconded.

Ordered to be read 2nd time this day week 28th March.

The House then went into Committee on the 14th Clause of the Standing Orders.

The following amendments were adopted.

On the 1st line after the word "shall" insert "within five days after" instead of "as soon as."

On the 8th line before the word "Committee" insert the word "special."

Mr. Speaker took the Chair.

Mr. Franklin Brought up the Report of the Committee with clause as amended.

Report agreed to.

House adjourned until 3 oCk. the 22nd March.

Speaker

Thursday, the 22nd day of March, 1860

Present: Mr. Speaker and Messrs. Crease, Gordon, Foster, Coles, Waddington, Tolmie, Franklin, Southgate.

The Minutes of last meeting having been read & confirmed.

The House went into Committee on Mr. Fosters motion to reduce the price of the Crown lands.

Mr. Waddington seconded.

Mr. Helmcken proposed as an amendment "That it lies on the Table."

Mr. Tolmie seconded.

After a long discussion Mr. Helmcken withdrew his amendment and the Motion was carried.

The Petition ordered to be drawn up by a Committee of the whole House at next meeting.

Mr. Speaker took the Chair & the Chairman reported progress.

Mr. Speaker Informed the House that Saturday was the last day for Election Petitions to be sent in.

The House then adjourned until tomorrow the 23rd March at 3 oClock p. m.

Speaker

Friday, the 23rd day of March, 1860

Present: Mr. Speaker and Messrs. Crease, Gordon, Foster, Tolmie, Waddington, Southgate, Franklin.

The proceedings of last meeting having been read & confirmed.

Mr. Gordon gave notice "That on the 27th inst. I shall move that a Committee of three be appointed to enquire into the expense of the survey of land per lineal mile in this Colony and to gain any information that can be obtained from evidence to be taken before that Committee on the whole of the present Land system."

Mr. Crease "That on the 11th April next ensuing I shall ask leave to introduce a Bill for the regulation of the Legal profession."

Mr. Speaker informed the House that the Clerk had been sworn.

The House then went into Committee, Mr. Franklin in the Chair, on the Petition to be presented through His Excellency the Governor to the Queen.

The following amendments were agreed to.

Clause 1 After the word Petition that the words "Of your Majestys loyal subjects the Members of the" be inserted.

Clause 3 After the words "the and" and before the word "cheapness" the word "comparative" be expunged.

Clause 5 After the word "the," and before the word "price" the word "maximum" be expunged.

Mr. Speaker then took the Chair & the Chairman reported progress.

Petition agreed to.

Mr. Gordon presented Petition of J. T. Little & others for the incorporation of a Gas Company.

Mr. Crease seconded.

Mr. Waddington objected until Standing Orders were drawn up to meet Private Bills and moved as an amendment "That it lies on the Table."

Seconded & agreed to. Petition to lie on the Table.

Mr. Speaker then took the Chair and the Chairman reported progress.

Mr. Waddington Asked leave to withdraw his Motion on the orders of the day "relating to all Lands sold for the Government on Vancouver Island" of which he had given notice (see order Book page 3)² until next meeting.

Leave granted.

Mr. Crease "That the Petition to Her Majesty be engrossed & transmitted to His Excellency for transmission Home without delay.

² Vancouver Island, House of Assembly, Motion book, PABC, p. 3: "Will move for a return of all lands sold for the government on Vancouver Island and its dependencies from the grant of the Hudsons Bay Compy. up to date, defining the localities the quantity sold & to whom, the acres, the amount received, and the sums still owing together with the dates 'of sale & those of the instalments & payments.'"

Mr. Gordon seconded.

Ordered to be engrossed.

House then adjourned until 3 oClock p. m. the 24th March 1860.

Copy Petition engrossed & sent to His Exy. the Governor for transmission home.

Victoria by the Grace of God Queen &c. &c. &c.

The Humble Petition of your Majesty's loyal subjects the Members of the Legislative Assembly of Vancouver Island in Parliament assembled

Sheweth

That the price of Crown lands in this Colony has been fixed by The Home Government at one pound sterling per acre.

That under that arrangement the stream of Emmigration & population has been diverted from this Country to the United States territories of Washington & Oregon owing to the immediate vicinities of those territories & the competition arising from the low price of lands there, the cheapness of their Government surveys namely six pence half-penny per acre and the facilities for procuring land almost free of cost by the pre-emptive system.

And your Petitioners thereby humbly pray

That your Majesty will be graciously pleased to direct that the price of Crown lands in this Colony may be reduced.

And that 4s/2d per acre be the maximum price at which such lands shall be sold.

And your Petitioners will as in
duty bound for ever pray &c.

(Signed) J. S. Helmcken

Speaker.

Speaker.

Saturday, the 24th day of March, 1860

Present: Mr. Speaker and Messrs. Gordon, Crease, Waddington, Cooper, Southgate, Tolmie, McDonald.

The last proceedings having been read and confirmed.

Mr. Cooper presented Petition from William Gardiner, William Broderick, & M. H. Pike licensed Pilots for the Ports of Victoria & Esquimalt.

Ordered to lie on Table.

Mr. Waddington moved the House do now adjourn until Tuesday the 27th March.

Mr. Crease seconded.

House adjourned until Tuesday the 27th March at 3 oClock p. m.

Speaker.

Tuesday, the 27th day of March, 1860

Present: Mr. Speaker and Messrs. Gordon, Southgate, Cooper, Crease, Waddington, Franklin, Tolmie, McDonald.

The former proceedings having been read & confirmed.

Mr. Speaker Read letter from His Excellency the Governor dated 27th March 1860 acknowledging receipt of Petition to the Queen & that it will be forwarded without delay.

Mr. Speaker Read letter from His Excellency the Governor forwarding an abstract of the accounts of the Hudson's Bay Company with Her Majesty's Government dated 27th March 1860.

Mr. Tolmie gave notice to bring in a Bill "To protect persons aiming at improvement in the breed of Horses, Cattle & Sheep in this Colony."

Mr. Tolmie Brought forward his motion of which he had given previous notice, relative to Postal communication with the Mother Country.

Mr. Southgate Seconded.

Resolution passed.

Mr. Franklin brought forward his motion of which he had given previous notice "asking for returns or other surveys made of the Harbour of Victoria" (see order book page 3).³

Mr. Southgate seconded.

Mr. Crease Moved an amendment that the word "*and*" instead of "*or*" be inserted.

Mr. Waddington seconded.

Motion with the amendment added.

Carried.

Mr. Gordon according to previous notice asked for "a Committee of three be appointed to inquire into official surveys in this Colony of Land" (see order Book page 3).⁴

Mr. Crease seconded.

Carried.

Mr. Waddington according to previous notice asked "for a return of all the lands sold for the government on Vancouver Island" adding an amendment "together with the dates of sale & those of the instalments and payments."

Mr. Cooper seconded.

Passed with the amendment.

³ Motion book, p. 3: "That His Ex. the governor be asked to lay before this House the official (and) or other surveys and reports that he may have received in relation to the Harbour of Victoria."

⁴ Motion book, p. 3: "I shall move that a Committee of three be appointed to enquire into the expense of the survey of Lands per lineal mile in this Colony and to gain any information that can be obtained from evidence to be taken before that Committee on the whole of the present Land system."

Mr. Crease Here wished the Speaker to take notice that a stranger had entered within the bar during the sitting of the House.

Mr. Speaker In reply said it was impossible to stop a person going to the Chief Justice room the entrance to which, being within the Bar.

Mr. McDonald Ask leave for the 2nd reading of the "Bill to prevent the use of Stove pipes in the Town of Victoria" be read at next sitting.

Leave granted.

House then adjourned until Thursday 29th March 3 oClk.

Speaker

Thursday, the 29th day of March, 1860

A quorum not being present the House adjourned until Friday 30th 3 oClk. p. m.

Friday, the 30th day of March, 1860

Present: Mr. Speaker and Messrs. Gordon, Southgate, Cooper, Crease, Foster, Waddington, Franklin, Tolmie, McDonald.

The former proceedings having been read & confirmed.

Bill to provide for the safer carriage of Gunpowder—Read 2nd time & referred to a Committee of the whole.

Bill to prevent the use of Stove pipes in the Town of Victoria—Read 2nd time and referred to a Committee of the whole.

The following Committees were appointed.

On Mr. Gordon's motion relating to the expense of the survey of Lands: Messrs. Gordon, Southgate, McDonald.

On General Committee of Elections: Messrs. Crease, Waddington, Foster, Gordon, Tolmie.

House then adjourned until Monday 2nd April 1860 at 3 oClock p.m.

Speaker.

Monday, the 2nd day of April, 1860

Present: Mr. Speaker and Messrs. Foster, Crease, Gordon, Coles, Franklin, Tolmie, Cooper, McDonald, Waddington, Southgate.

The minutes having been read & confirmed.

Mr. Gordon gave notice "That I shall on the 25th inst. bring in a Bill for the construction of a Turnpike Road from Esquimalt to Victoria."

Mr. Crease gave notice, "That I shall bring in a Bill on the 2nd April for enabling the Speaker to administer oaths & to empower the Chairman of Committees of this House to administer oaths, enforce the production of evidence & punish false testimony."

Mr. Tolmie asked leave to bring in a "Bill for the improvement in the breed of Stock on Vancouver Island."

Leave granted.

Mr. Foster brought forward his motion of which he had given previous notice, "That this House respectfully pray His Excellency the Governor to order the several high roads through the districts of Victoria, Esquimalt, Metchosin, Saanich & Lake to be definitely laid down & that from each district a Committee of three land owners be appointed to advise with the Engineers employed regarding the direction such high roads should take through the districts."

Motion carried with an amendment after the word "*appointed*", the following to be "*by the Land owners of each district.*"

Carried.

On the motion that Mr. Speaker do now leave the Chair The House went into Committee.

Mr. Coles in the Chair.

Mr. Foster Brought forward his Motion of which he had given previous notice, "That this House do resolve itself into a Committee of the whole to consider and report on the application of Captain Stamp to His Excellency the Governor for permission to cut timber establish saw Mills and to purchase farming lands in the vicinity of Barclay sound on the West Coast of this Island."

Mr. Cooper "moved that the action of this House on the Stamp correspondence be postponed for re-consideration at 1 o'clock tomorrow Tuesday."

Mr. Waddington seconded.

Mr. McDonald brought on the Bill to prevent the use of Stove pipes in the Town—after a discussion in which two Clauses were agreed to it was further postponed until Tuesday at 1 o'clock.

Mr. Speaker Then took the Chair & the Chairman reported progress.

The House then adjourned until 1 o'clock on Tuesday 3rd April.

Speaker.

Tuesday, the 3rd day of April, 1860

Present: Mr. Speaker and Messrs. Foster, Gordon, Crease, McDonald, Franklin, Coles, Cooper, Waddington, Southgate, Tolmie.

The former proceedings having been read & confirmed.

The House went into Committee.

Mr. Coles in the Chair.

Mr. Foster brought forward his Motion regarding Stamp correspondence, after a long discussion Mr. Foster proposed as an amendment.

That Captain Stamp be allowed to purchase 2000 acres of farming lands in portions at different points on one side of Barclay Sound, or the other.

The extent of Timber lands shall be defined for maintaining Capt'n. Stamps Saw Mills for 20 years at a rate per mile square—Licensed.

That timber right shall be maintained to Captain Stamp but no Land except the farming lands shall be shut out from settlement.

That the Government shall make the most liberal terms of purchase to the Colonists introduced by Captain Stamp after their completion of their contract with Captain Stamp.

Which amendment was carried by a vote of 6 to 4.

Mr. Speaker then took the Chair & the Chairman reported progress.

On Mr. Speaker putting to the House that this Report be agreed to.

Mr. Franklin objected.

Report & resolution carried.

Mr. Crease asked leave to bring in the Bill to administer oaths of which he had given previous notice.

Leave given.

Mr. Cooper asked leave of absence for 10 days.

Leave granted.

Mr. Franklin asked leave of absence for 3 to 5 days.

Leave given.

The House then adjourned until Wednesday 4th April 1860 at 3 oCk. p. m.

Speaker.

Wednesday, the 4th day of April, 1860

Present: Mr. Speaker.

A quorum not being present the House adjourned until Thursday 5th April at 3 oClock p. m.

Speaker.

Thursday, the 5th day of April, 1860

A quorum not being present the House adjourned until Monday week 16th April at 3 oClock p. m.

Speaker.

Monday, the 16th day of April, 1860

Present: Mr. Speaker, Attorney General, and Messrs. Crease, Gordon, Cooper, Franklin, Foster, Waddington, Southgate, McDonald, Tolmie, Green.

Mr. A. R. Green was sworn in by Chief Justice Cameron & took his seat.

Mr. Crease brought in a "Bill to provide for the administration of oaths & the production of evidence before Committees of the same."

Read 1st time.

Mr. Waddington asked leave to withdraw the Gunpowder Bill.

Leave granted.

Mr. Cooper gave notice that on the 23rd inst. "I shall bring in a Bill to provide for the better & more efficient regulation of Pilots for the Harbours of Victoria & Esquimalt."

Mr. Franklin asked permission to postpone for 2 weeks the Lien Bill of which he had given previous notice.

Leave given.

The House then went into Committee On "Bill to prevent the use of Stove pipes &c. &c.

The following amendments were adopted.

1 Clause "That from & after the 25th day of June" inserted in lieu of "That 14 days after the final passage of this Bill."

1 Clause And after the words shingle or plank roof and before the words, for the purpose of heating to be inserted "walls or partitions."

1 Clause And instead of the words 2 feet & half "3 feet" to be inserted the required height of Chimney or Chimnies.

1 Clause And after the words £5 sterling to be inserted "or any smaller sum at the discretion of the convicting Magistrate or in default of payment to be imprisoned for a term not exceeding fourteen days with or without hard labor."

2nd Clause The words "one half of" before the words "his reasonable expenses" be struck out.

3rd Clause After the words, running from the point where the,—the words to be inserted—"The water course of the ravine to the north of Johnston St. meets the harbor, thence up to where it crosses Douglas Street" be inserted.

And after the words "aforesaid to the" that the "North side of James's Bay" be inserted instead of the South side of Fort Street.

Mr. Speaker took the Chair & the Chairman of Committee reported progress, which Report was agreed to and the Bill ordered to be read 3rd time.

The House then adjourned until Wednesday 18th April at 3 oClock p. m.

Speaker

Wednesday, the 18th day of April, 1860

In consequence of the House of Assembly being in the possession of the Supreme Court—trial going on—the House adjourned until Thursday at 3 oClock 1860.

Speaker.

Thursday, the 19th day of April, 1860

Present: Mr. Speaker and Messrs. Foster, Gordon, Green, Crease, Tolmie, Cooper, Waddington, Southgate, Franklin, McDonald.

The minutes of the former proceedings having been read & confirmed.

Mr. Crease gave notice of 2nd Reading of "Oaths Bill" for next meeting.

Mr. Cary brought in "Bill to extend the provisions of the Joint Stock Companies Act to Vancouver Island."

Read 1st time.

Mr. Crease seconded.

Mr. Cooper asked permission for the House to consider the Petition of the Pilots introduced by him on 24 March—to be considered in Committee of the whole on the 25th inst.

House then adjourned until 3 oCk p. m. Tuesday 24th April.

Speaker.

Tuesday, the 24th day of April, 1860

Present: Mr. Speaker and Messrs. Gordon, Green, Cooper, Foster, Cary, Franklin, Tolmie, McDonald, Waddington, Southgate.

The former proceedings having been read & confirmed.

Mr. Speaker Read messages from His Excellency the Governor (3).

No. 1

20 April 1860

The Speaker & Gentlemen

I have to acknowledge the receipt of your Speaker's communication dated the 2nd inst. conveying the following resolution.

That this House do respectfully pray His Exy. the Govr. to order the several high roads through the Districts of Victoria, Metchosin, Saanich, & Lake, to be definitely laid down & that from each District a Committee of three land owners be appointed by the land owners of each District to advise with the Engineers employed regarding the direction such high roads should take through the Districts.

And I have to inform you that instructions have been issued to the Acting Colonial Surveyor, to carry the objects proposed by that Resolution into effect.

signed James Douglas
24 April 1860

No. 2

Gentlemen

I have to acknowledge the receipt of your Speaker's communication of the 3rd inst. conveying the Report of a Committee of the whole House on the subject of the settlement about to be formed by Captain Stamp on the West Coast of Vancouver Island & I have to thank the House for their opinion.

(sgd). James Douglas
18 April 1860

No. 3

Gentlemen

I beg to submit Estimates Nos. 1, 2, & 3 &c. &c. &c.

Estimate No. 1—	3600.	0.0
" " 2—	8619.	6.0
" " 3—	2707.	14.1
	<hr/>	
	£14,927.	0.1

3rd Reading of "Stove pipe Bill."

Ordered to be engrossed.

Mr. Tolmie's Bill for improvement of Cattle breed.

Mr. Franklin seconded.

Read 1st time to go to 2nd Reading.

Mr. Waddington Presented petition against Indians who have settled within the northern limits of Victoria.

Mr. Waddington: "I propose that a Committee of five be appointed to take into consideration the petition relative to Indians who have settled within the northern limits of Victoria & the measures necessary to afford the petitioners relief, & also to report upon any general measure that may afford protection for the future."

Mr. Foster gave notice "of a Committee of the whole to consider the causes of interruption of the sittings of the Legislative Assembly & to decide upon some building where its sittings will have precedence for carrying on the Legislative business of the Colony."

Mr. Foster: "I give notice 'That I move for any further correspondence existing between Captain Stamp & the Governor regarding the lands desired to be purchased by him on Barclay sound on the West Coast Vancouver Island which has not already been laid on the table of this House.'"

Mr. Franklin gave notice of motion "That his Exy. be asked to lay before this House any returns that may have been obtained As to the population of this Colony distinguishing its character. Also any estimates as to the value of property real or personal possessed in the Colony."

House then adjourned until tomorrow at 3 oClock p. m. 25 April 1860.

Speaker

Wednesday, the 25th day of April, 1860

Present: Mr. Speaker, The Atty. General, and Messrs. Coles, Foster, Cooper, Southgate, Crease, Waddington, Franklin, Tolmie, McDonald, Gordon, Green.

The last Minutes having been read & confirmed.

Mr. Speaker Read Message from the Governor.

No 1 Gentlemen

24th April 1860

With reference to my letter of the 4th of April Inst.—I have the honor of transmitting herewith a return of lands sold on Vancouver Island which was not at that time completed.

(Sgd.) James Douglas

No. 2 Gentlemen

24 April 1860

I have the honor to acquaint you that I have authorized Mr. Cary the Actg. Attorney General to afford such information to the House upon my behalf as may serve to explain the views & wishes of Her Majestys Government with regard to those Government measures which may be brought before the House; & I have instructed him to obtain the advice and assistance of the House in determining the most expedient manner in which such measures can be carried out.

(Sgd.) James Douglas.

The House then went into Committee.

Mr. Franklin in the Chair.

Mr. Tolmie Bill relating to the laying out & repairing of Roads on Vancouver Island.

Ordered to be read 1st time next meeting.

The Chairman reported progress.

Mr. Cooper Moved a Committee of the whole to consider the Petition of the Pilots be received.

Leave granted.

Mr. Cooper presented "Bill regulating Pilots"—ordered to be read 1st time next meeting.

The Chairman reported progress.

Mr. Waddington Moved "that the House do go into Committee to consider the petition relative to Indians who have settled within the Northern limits of Victoria."

Agreed to.

The Chairman reported progress.

Mr. Waddington proposed that a Committee of 5 be appointed to take into consideration the Petition relative to Indians who have settled within the Northern limits of Victoria.

Mr. Foster Moved a Committee of the whole to consider the causes of the interruptions to the sittings of the House of Assembly.

Agreed to.

Mr. Waddington moved as an amendment "That the House use the old Court Room in the Police Barrack for their place of meeting."

After a long discussion the House divided.

For the amendment 6.

For the original Motion 6.

The Chairman gave his casting vote in favor of the original motion.

Majority one original motion, Carried.

The Chairman reported progress.

Mr. Foster Moved a Committee of the whole House to consider all accounts which may be laid before it—in order to define precisely the liabilities of this Colony with regard to the accounts of the Hudson's Bay Compy. & Imperial government &c. &c.

Mr. Cary Moved an amendment "That this House will not go into Committee on the question of any accounts between the Imperial Government & the Hudson's Bay Company this House believing that this Colony is under no liability to the Hudson's Bay Company."

After a long discussion it was put to vote.

	<i>For the motion</i>		<i>For the amendment</i>
Messrs.	Crease	Messrs.	Cary
	Coles		Gordon
	Cooper		Green
	Southgate		Tolmie
	McDonald		Franklin
	Foster		
	Waddington		

Majority in favor of the Motion 2.

Mr. Foster motion carried & ordered to be considered in Committee of the whole House.

The House then adjourned until Thursday 26th April 1860 at 4 oClock p. m.

Speaker

Thursday, the 26th day of April, 1860

Present: Mr. Speaker, The Atty. General, and Messrs. Foster, Gordon, Green, Waddington, McDonald, Tolmie, Franklin, Crease, Cooper, Southgate.

The last minutes having been read & confirmed.

Bill relating to the laying out, making and repairing of Roads on Vancouver Island.

Read 1st time.

Bill for the better & more efficient regulation of Pilots for the Harbours of Victoria & Esquimalt.

Read 1st time.

Mr. Foster moved for any further correspondence existing between Captain Stamp and the Government regarding the lands desired to be purchased by him on Barclay sound on the West Coast Vancouver Island which has not already been laid on the table.

Mr. Cary informed the Hon. Member in reply there did not exist any more correspondence than that already laid upon the table.

Mr. Waddington moved according to previous notice "That a Committee of 5 be appointed to take into consideration the Petition relative to Indians who have settled within the Northern limits of Victoria &c. &c."

Mr. Franklin moved an amendment "within the Northern & town limits."

Mr. Gordon seconded—Amendment lost

Mr. Speaker appointed as Committee Messrs. Waddington, Cooper, Gordon, Green, McDonald.

Mr. Cooper moved that an adjournment take place on the discussion of the Colonial accounts between the Hudsons Bay Company & the Imperial Government for the 3rd proximo, for re-consideration on Mr. Foster motion.

Mr. McDonald seconded.

Debate adjourned until 3rd May.

Mr. Gordon asked leave to postpone his Bill for constructing a turnpike road from Esquimalt to Victoria.

Leave granted for 14 days.

Mr. Franklin moved "That His Excellency be asked to lay before this House any returns that may have been obtained As to the population of this Colony distinguishing its character. Also any estimates as to the value of property real or personal possessed in the Colony."

Mr. Crease Seconded.

Mr. Crease propose as an amendment before the word "returns" the word "official" be inserted.

Mr. Foster seconded.

Amendment lost.

Resolution carried.

Mr. Crease 2nd Reading of "oaths Bill."

Mr. Cary seconded.

Referred to a select Committee of three to report thereon, Messrs. Cary. Crease, Southgate.

Read 1st time Bill to regulate the Legal profession.

Read 1st time—Bill for Incorporation of the town of Victoria.

Mr. McDonald gave notice of Motion "I will move on the 27th day of April that the defining or laying out of the main road in the District of Sooke be included in the surveys about to be made of the roads in the Districts of Metchosin & Esquimalt."

Mr. Foster gave notice of Motion "I beg that information be given to this House when the dispatch ordering the lands of this Colony to be made over to the Assembly was received & that such dispatch be laid upon the table of this House."

The House adjourned until 3 oCk. p. m. Friday 27 April 1860.

Speaker.

Friday, the 27th day of April, 1860

Present: Mr. Speaker and Messrs. Gordon, Green, Crease, Cooper, Waddington, Franklin, McDonald.

The former Minutes having been read and confirmed.

Mr. Crease Brought up the Report of the Election Petitions, relating to the Petition of Amor de Cosmos & Thomas James Skinner.

The House then adjourned until Monday 30th April at 3 oClock.

Speaker

Monday, the 30th day of April, 1860

Present: Mr. Speaker, Attorney General, and Messrs. Gordon, Green, Cooper, Foster, Waddington, Franklin, McDonald, Southgate.

The former Minutes having been read & confirmed.

Mr. Speaker Read two messages from His Excellency the Governor.

30th April 1860

Gentlemen

I have to acknowledge the receipt this day, of your Speakers communication of the 24th instant, transmitting "A Bill to prevent the use of Stove-pipes & render compulsory the building of Brick & Stone Chimnies within certain limits of the Town of Victoria" and the same will be laid before the Council without delay.

(sgd.) James Douglas.

30th April 1860

Gentlemen

I herewith transmit for your information and in conformity with the request contained in your Speakers communication of the 26th inst., which I have this day received, the Documents described in the accompanying Schedule.

Those documents are however incomplete, and contain no estimate whatever of the value of real or personal property in the Colony.

(Sgd.) James Douglas

Mr. Waddington brought up Report of the Select Committee on the Indian Petition.
Report agreed to.

Mr. Franklin gave notice "he shall on the 7th May bring in a 'Currency Bill.' "

Read 2nd time "Bill to extend the provisions of the Joint Stock Companies Acts."

Mr. Franklin seconded.

Read 2nd time.

Mr. McDonald Motion, of which he had given previous Notice "That the defining & laying out of the Main Road in the district of Sooke be included in the surveys about to be made of the roads in the districts of Metchosin & Esquimalt."

Mr. Foster seconded.

Resolution agreed to.

Mr. Foster Motion of which previous notice had been given "I beg that information be given to this House when the dispatch ordering the lands of this Colony to be made over to the Assembly was received & that such dispatch be laid upon the Table."

Mr. Cooper seconded.

Mr. Cary replied & said there does not exist any such dispatch.

Mr. Franklin gave notice of Motion "that His Excellency the Governor be asked to lay before this House copies of all dispatches, or such portions thereof received by him from the Home Government during the past 12 months together with the answer sent thereto, relating to the termination of the grant of this Island to the Hudsons Bay Company & the future government of the Colony."

Mr. Cary gave notice of Motion "That this House do go into Committee of the whole to consider Estimates Nos. 1 & 2 on 2nd of May.

House then adjourned until Thursday 3rd May at 3 oClock p.m.

Speaker.

Thursday, the 3rd day of May, 1860

Present: Mr. Speaker and Messrs. Cary, Foster, Gordon, Green, Franklin, Tolmie, Crease, Coles, Cooper, Waddington, Southgate, McDonald.

The former Minutes having been read & confirmed.

Mr. Speaker called the House to the Motion of Mr. Cooper's for reconsideration of Mr. Fosters Motion with regard to all accounts of the Hudson's Bay Company & the Imperial Government & stated the resolution of Mr. Coopers for the reconsideration of Mr. Foster Motion was irregular, and after a long discussion "Put shall the question be reconsidered" which was agreed to by the House "to be reconsidered."

Mr. Coles moved an amendment to Mr. Fosters Motion.

That His Excellency the Governor be respectfully prayed to inform this House whether the Home Government has resumed its proprietorship of this Island and cancelled the Hudson's Bay Compy.s grant in this Colony.

Whether this Colony is under any liabilities & if so to whom.

What those liabilities are, and to furnish to this House the accounts setting forth such liabilities in detail.

Mr. Cary seconded.

Mr. Speaker put the original Motion which was not carried.

Mr. Speaker then put the amendment which was carried unanimously.

Amendment to Mr. Foster's motion carried.

Mr. Franklin Moved That His Excellency the Governor be asked To lay before this House Copies of all despatches, or such portions thereof received by him from the Home Government during the past 12 months together with the answers sent thereto relating to the termination of the grant of this Island to the Hudson's Bay Company & the future Government of this Colony.

Not seconded—Motion lost.

Mr. Tolmie Bill to improve the breed in Stock Read 2nd time, & ordered to be referred to a Committee of the whole.

House then adjourned until Monday 7th May at 3 oClock p. m.

J. S. Helmcken
Speaker.

Monday, the 7th day of May, 1860

Present: Mr. Speaker and Messrs. Foster, Coles, Gordon, Green, Cary, Crease, Southgate, Cooper, Franklin, Tolmie, McDonald, Waddington.

The former Minutes having been read and confirmed.

Mr. Speaker Read two messages from His Excellency the Governor, inclosing extracts of dispatches from the Home Government, & that the Acting Surveyor had received instructions to lay out and define the Main Road in the District of Sooke.

Read 2nd time Bill for the Improvement of Roads in Vancouver Island & referred to a Select Committee.

The 2nd Reading of Bill to regulate the Legal profession postponed until Thursday next.

Read 2nd time "Bill to provide for the better & more efficient regulation of the Pilotage Laws of Victoria & Esquimalt" & referred to a Select Committee.

Mr. Franklin Introduced a Bill respecting the Currency no Preamble being inserted in the Bill.

Introduction deferred.

Mr. Cary Presented a petition from Mechanics & others asking for a Lien Law.

Mr. Cary gave notice of Motion "For a Select committee to consider whether any & what change should be made with regard to the law of lien."

Mr. Waddington gave notice of Motion "that a printing Committee be named to advertize for & receive tenders for, & to superintend the printing which may be ordered by the House during the session said tender to be sealed & given in within six full days & opened in presence of the House, & to contain the price per 1000 ems for printing 50 copies or 100 copies, on good book paper, or on good writing paper form, with or without the lines being treble leaded or spread out."

Mr. Cary gave notice that on this day week I shall move that this House do go into Committee of supply.

Mr. Gordon gave notice "That His Excellency the Governor be respectfully requested to advise this House of any correspondence that may have passed between the Imperial Government & himself relative to the sale of the Town site of Victoria."

The House then adjourned until Thursday 10th May 1860 at 3 oClock p. m.

J. S. Helmcken
Speaker

Thursday, the 10th day of May, 1860

Present: Mr. Speaker, and Messrs. Foster, Gordon, Green, Crease, Cary, Coles. Cooper, Waddington, Franklin, Tolmie, Southgate.

The former proceedings having been read & confirmed.

The Chairman of Committee Mr. Gordon brought up the Report of the Committee to enquire into the system, expense &c. of survey.

Ordered to lie on Table.

2nd Reading of Bill to regulate the Legal profession.

To go to Select Committee.

2nd Reading of Incorporation Bill & referred to a Select Committee.

Mr. Cary Asked for a Select Committee to Report upon the Law of lien.

Mr. Tolmie Seconded.

Select Committee granted.

Mr. Waddington according to previous notice asked "for a Printing Committee."

Mr. Cooper seconded.

Mr. Speaker After a long discussion put the question "to be considered in Committee of the whole."

House divided:

Ayes 10. Noes 1.

Mr. Cary objected.

Mr. Gordon Motion of which he had given previous notice.

That His Exy. the Govr. be respectfully requested to advise this House of any correspondence that may have passed between the Imperial Government & himself relative to the sale of the Town site of Victoria.

Mr. Waddington seconded.

Carried unanimously.

Mr. Cary gave notice of Motion (see Order Book No 11).⁵

The Members selected by Ballot to serve on the Election Committee: Messrs. Gordon Chairman, Foster, Tolmie, Waddington, Crease.

The House then adjourned until Monday 14th May at 3 oClock p. m.

J. S. Helmcken
Speaker.

Monday, the 14th day of May, 1860

Present: Mr. Speaker and Messrs. Cary, Foster, Gordon, Green, Tolmie, Southgate, Crease, Cooper, Waddington, Franklin, Coles.

The former Minutes having been read and confirmed.

Chief Justice Cameron administered the oath to the Chairman & Members of the Election Committee.

Mr. Speaker read message from His Excellency the Governor in answer to Mr. Gordon's resolution (see order Book page 10 resolution No 6)⁶ vizt.

I am on the eve of departure for British Columbia, but I will cause search to be made for the information required, & will acquaint the House with the result, upon my return to Victoria.

(signed) James Douglas

Mr. Waddington brought up the Report of the Committee on Standing Orders.
Ordered to lie on the Table.

Mr. Franklin brought in a "Bill respecting the Currency."
Introduced & read 1st time to go to 2nd Reading.

Mr. Cary moved that the House do go into Committee of the whole of supply.
After a long discussion in which Messrs. Waddington, Coles, Gordon, Foster, Tolmie, Cooper took part Mr. Coles moved that this House do now adjourn until 8 oClock this evening.

Mr. Franklin seconded—the House then adjourned until 8 o'clock.

⁵ Motion book, p. 11: "On the 14th May I will move for a Select Committee 'To enquire into the best method of improving Victoria Harbour.'"

⁶ Motion book, p. 10: "That His Exy. the Gov. be respectfully requested to advise this House of any correspondence that may have passed between the Imperial Governmt. & himself relative to the sale of the Town site of Victoria."

At 8 oClock The House resumed its sitting in pursuant to adjournment.

The debate was resumed.

On the Motion, the House divided:

	<i>Ayes:</i>		<i>Noes:</i>
Messrs.	Cary	Messrs.	Foster
	Gordon		Coles
	Tolmie		Cooper
	Franklin		Waddington
	Green		Crease
	Southgate		

Majority in favor of House going into Committee (1) on supply.

Mr. [blank] proposed that Mr. Green be the Chairman.

Mr. [blank] proposed that Mr. Waddington be the Chairman, an amendment.

On the question being put the House divided:

For Mr. Green, 6.

For Mr. Waddington, 5.

Mr. Green was elected as Chairman of Committee of Supply.

Mr. Crease moved that the Chairman do now report progress & ask leave to sit again.

Leave granted.

House adjourned until 3 oClk. p. m. Tuesday 15th May 1860.

J. S. Helmcken
Speaker.

Tuesday, the 15th day of May, 1860

Present: Mr. Speaker and Messrs. Cary, Crease, Gordon, Foster, Coles, Green, Cooper, Waddington, Franklin, Tolmie, Southgate.

The former Minutes having been read & confirmed.

Mr. Green Asked leave to resign the Chairmanship of the Committee of the whole on supply.

Mr. Gordon seconded.

Leave granted.

Mr. Cary proposed Mr. Waddington as Chairman in place of Mr. Green resigned.

Mr. Tolmie seconded.

Carried unanimously.

The House then went into Committee upon Mr. Cary's Motion of supply.

Mr. Waddington in the Chair.

Mr. Cary brought forward his motion of which he had given previous notice.

After a short debate the question of supply was postponed for further debate until this day week Tuesday the 22nd May 1860.

Mr. Waddington the Chairman reported progress and asked leave to sit again, this day week.

Leave granted.

On Motion that Mr. Speaker do now leave the Chair The House went into Committee.

Mr. Franklin in the Chair on Mr. Waddington's Motion relative to Printing.

After a short debate Mr. Helmcken moved that the Chairman do now report progress.

Mr. Speaker took the Chair & the Chairman reported progress, that Mr. Waddington would move for a Select Committee.

Mr. Waddington moved That a special Committee of three be appointed to report generally upon the expense of printing & other matters connected therewith.

Mr. Cooper seconded.

Leave granted.

Committee: Messrs. Waddington, Foster, Southgate.

Mr. Tolmie asked leave to postpone "Bill for the Improvement of Stock."

Leave granted.

Mr. Cary asked leave to postpone "Joint Stock Companies Bill."

Leave granted.

Mr. Cary moved for a "Select Committee to enquire into the best method of improving Victoria Harbour."

Mr. Cooper seconded.

Leave granted.

Committee: Messrs. Cooper, Southgate, Coles, Green, Cary.

Mr. Foster Motion relative to request contained in Mr. Coles amendment to Mr. Fosters motion which His Exy. the Govr. has been pleased to furnish to this House on the 7th inst.

Asked leave to postpone until the 23rd May for debate.

Mr. Crease gave notice of motion (see order book page 12).⁷

Mr. Foster gave notice of motion (see order book page 12).⁸

The House then adjourned until Wednesday 16th May at 3 oclock p. m.

J. S. Helmcken
Speaker.

⁷ Motion book, p. 12: "To move on the 16th May that this House do respectfully request his Exy. to lay before this House copies of the correspondence between the Acting Treasurer of V. Island & the Land office & His Exy. respecting the passage of monies paid over to the Land office during the seven months ending December 1859."

⁸ Motion book, pp. 12-13: "That His Exy. the Govr. be respectfully prayed to furnish to this House the whole correspondence between this Colonial Government & the H. B. Coy.s manager in this Island regarding all the moneys demanded from him to be advanced to the Governor from the beginning of April 1859 to end of May 1859 for all Colonial purposes whatever 'and any correspondence subsequent thereto which may throw light upon the subject.'" The last phrase of this motion was added as an amendment on 16 May 1860. See minutes below.

Wednesday, the 16th day of May, 1860

Present: Mr. Speaker and Messrs. Gordon, Green, Crease, Cooper, Southgate, Franklin, Cary, McDonald.

The former Minutes having been read and confirmed.

Mr. Crease brought up the Report of the Select Committee on the Bill to provide for the administration of Oaths in the House of Assembly.

Mr. Crease brought forward his Motion of which he had given previous notice (see Order book page 12).

Mr. Foster seconded.

Carried.

Mr. Foster brought forward his Motion of which he had given previous notice (see Order Book page 12) with the following Amendment added, after the words "Colonial purposes whatever" "and any correspondence subsequent thereto which may throw light upon the subject."

Carried.

The House then adjourned until Thursday at 3 oclock p. m.

J. S. Helmcken
Speaker.

Thursday, the 17th day of May, 1860

Present: Mr. Speaker and Messrs. Gordon, Green, Crease, Cary, Foster, Southgate, Cooper, Franklin, Tolmie, Waddington, McDonald.

The former Minutes having been read & confirmed.

The House went into Committee of the whole on—The Bill to provide for the administration of Oaths, as submitted from the Select Committee to Report upon.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, had made progress therein & was directed to ask for leave to sit again.

Ordered That the Report be accepted and leave granted.

On Motion of Mr. Crease Ordered That the House postpone going to Committee of the whole for one day on Standing Orders on Private Bills.

Mr. Crease gave notice of Motion (see Order Book page 13).⁹

On Motion of Mr. Gordon.

Ordered That the Committee of Election do adjourn until the 25 inst., to allow time for the passing of the "Bill to provide for the administration of oaths in the House of Assembly & the production of evidence before Committees of the same."

The House adjourned until tomorrow Friday 18th May 1860 at 3 oCk. p. m.

J. S. Helmcken
Speaker.

Friday, the 18th day of May, 1860

A quorum not being present the House adjourned until Monday 21st May 1860 at 3 oClock p. m.

J. S. Helmcken
Speaker.

Monday, the 21st day of May, 1860

Present: Mr. Speaker and Messrs. Foster, Green, Franklin, McDonald, Crease, Cooper, Tolmie, Waddington, Gordon.

The former Minutes having been read & confirmed.

The House went into Committee of the whole on The Bill to provide for the administration of Oaths in the House of Assembly.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress.

The House then adjourned until 8 oClock.

The House met pursuant to adjournment at 8 oClock.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill before them & the following Amendments was carried.

⁹ Motion book, p. 13: "It shall be lawful for the House of Assembly to create Commissions of Enquiry & examination touching any matters or things whatsoever & to appoint Commissioners therefor with the same powers for administering oaths or affirmations & to procure and enforce the production of evidence documentary & otherwise to protect witnesses & generally to enforce the object of any such Commissions in the same manner & with the same penalties for perjury or false witness contained in this Act in reference to Committees of this House."

Clause 1 After the words "Officers of such House" these be inserted—"except so far as the same have been altered by the Law of this Colony such oaths."

Clause 2 After the words "think fit to" these be inserted—"administer oaths."

Clause 6 inserted—"Provided always that any person who shall conscientiously object to the taking of an oath may in lieu thereof make a solemn affirmation & declaration which shall have the same force & effect as if an oath had been taken & the provisions in this Act contained & in particular the penalties hereby imposed in the case of false swearing shall be applicable to every person making such solemn affirmation and declaration—And every such affirmation & declaration shall be in the words following, that is to say—'I A. B. entertaining conscientious objections to the taking of an oath do solemnly & sincerely affirm & declare that . . . and I make this solemn declaration conscientiously believing the same to be true' or 'that the evidence I shall give touching the matters in question shall be the truth the whole truth & nothing but the truth'."

Clause 7 Forms & Schedule. "It shall be lawful for the Speaker of the House of Assembly (by the order of the House) or for any Committee of such House to create & issue Comm'ssions of enquiry to examine & report touching any matters or things whatsoever whereon such House or Committee shall require information & to appoint Commissioners for that purpose & such Commissioners shall at their first meeting (which shall take place within 18 days after such Commission has [been] issued under the warrant of the Speaker or the Chairman of such Committee as the case may be[]), elect a Chairman & in his absence or illness a Deputy Chairman—and such Chairman or Deputy Chairman shall have the same powers under the direction of such Commissioners of administering oaths or affirmations & procuring & enforcing the production of evidence, oral, documentary, of record or otherwise of protecting witnesses and generally as may further the objects of the enquiry for the time being—as are possessed by the Committees of the House under this Act."

Form 8 After the words "for the purpose of the within order" the following be inserted—"Provided That nothing in this form shall be so constituted as to enable any Committee to send for papers which are usually moved for by Address in this House."

The Speaker resumed the Chair.

The Chairman Reported progress.

Ordered that the Report be accepted.

Mr. Franklin gave notice.¹⁰

The House then adjourned until 3 o'clk. p. m. 22 May 1860.

J. S. Helmcken
Speaker.

¹⁰ Motion book, p. 14: "That this Act and the powers granted therein shall only apply to Election Committees & subject matters appertaining thereto."

Tuesday, the 22nd day of May, 1860

Present: Mr. Speaker and Messrs. Gordon, Crease, Coles, Cooper, Foster, Franklin, McDonald, Waddington, Tolmie.

The former Minutes having been read and confirmed.

The House went into Committee of the whole on "Standing Orders on Private Bills."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Standing Orders on Private Bills referred to them under their consideration, had made progress therein and was directed to ask for leave to sit again.

Ordered That the Report be accepted & leave granted.

The House adjourned until Wednesday the 23 inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Wednesday, the 23rd day of May, 1860

Present: Mr. Speaker and Messrs. Foster, Gordon, Green, Crease, Coles, Cooper, Waddington, McDonald.

The former Minutes having been read & confirmed.

Mr. Foster asked leave to postpone the Motion of which he had given previous notice.

Ordered That it be postponed.

The House again went into Committee of the whole on Standing Orders on Private Bills.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress & with the following amendments thereto.

Clause 5 after the words "have no"—"pecuniary" be inserted.

Clause 8 after the words "situated within" the word "one" be inserted instead of "three."

Clause 9 be entirely struck out.

Clause 13 in the "original" be adopted, it having been previously struck out.

Clause 15 the word "(2nd second)" instead of "(1st first)" before the word "reading" be inserted, & after the words "Speaker" & "shall" to be inserted "by him" & after the word "Committee" the following words to be inserted—"which shall again sit on the bill."

Clause 17 the word "opposed" to be inserted before the word "Bill."

Clause 18 The word "seven" instead of "three" clear days to be inserted, and instead of "final reading," the words, "third reading" be inserted.

Clause 20 ordered to be struck out.

Additional Clause 21 All Private Bills shall be printed immediately after the first reading (if not done before) & the Promoters of the Bill shall cause the printed copies to be laid before the Committee within 48 hours after the first reading, provided that Sundays or holidays do not intervene, & shall supply at least 50 copies for the use of the House.

Additional Clause 22 The Committee may order the promoters of any Bill to reprint the bill at their own expense when commanded.

Ordered That the Report to accepted with the amendments.

House adjourned until Friday 25th inst. at 3 o'Clock p. m.

J. S. Helmcken
Speaker.

On reading these minutes the report was found incorrect in that the following words of the fifth order had been struck out in Committee of which no notice had been taken in the above report.

After word "examination" the following words to be struck out "and that I will never vote on any question which may arise without having duly heard and attended to the evidence relating thereto."

J. S. Helmcken

Friday, the 25th day of May, 1860

Present: Mr. Speaker and Messrs. Foster, Gordon, Crease, Tolmie, Coles, Cooper, Waddington, Franklin, McDonald, Green.

The former Minutes having been read & confirmed.

Mr. Waddington, by leave presented a Petition from Charles Simonds praying that he be allowed to practise his profession of Barrister and Attorney.

Ordered That the said Petition be received & lie on the Table and to be referred to the Select Committee on the Legal Bill.

On Motion of Mr. Gordon.

Ordered That the Election Committee do adjourn until Monday the 4th June.

2nd Reading of "The Currency Bill."

3rd Reading of "Bill to provide for the administration of oaths in the House of Assembly."

Mr. Franklin brought forward as an Amendment (see order book page 14) to the Oaths Bill.

The amendment was put & lost.

Bill read 3rd time & ordered to be engrossed.

House in Committee on "Bill for improvement in the breed of live stock."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration, had made progress therein & was directed to ask for leave to sit again.

Ordered That the Report be accepted & leave granted.

Mr. Crease gave notice of Motion (see order book page 14).¹¹

The House then adjourned until Monday 28th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Monday, the 28th day of May, 1860

A quorum not being present the House adjourned until Monday the 4th June at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Monday, the 4th day of June, 1860

Present: Mr. Speaker and Messrs. Cary, Foster, Green, Crease, McDonald, Cooper, Waddington, Franklin, Tolmie, Southgate.

The former Minutes having been read and confirmed.

Mr. Cary gave notice of Motion.¹²

Mr. Waddington presented a Petition from Licensed Victuallers of the Town of Victoria.

Ordered to lie on the Table.

Mr. Cooper gave notice of Motion.¹³

Mr. Crease Introduced "Bill for the regulation of the Medical profession."

Ordered to be read 1st time.

¹¹ Motion book, p. 14: "To bring in a Bill for the Regulation of The Medical Profession."

¹² Motion book, p. 14: "That I will on Thursday next the 7 inst. introduce 'A Bill for the protection of the Members of the Fire Companies of Victoria' [and] 'A Bill for rendering the administration of Justice in minor Criminal cases more certain and speedy.'"

¹³ Motion book, p. 15: "I give notice that I shall ask this House to resolve itself into a Committee of the whole to consider the best means of dealing with the Indian question of Friday next."

On Motion of Mr. Crease.

Ordered That the Election Committee do adjourn until Monday next the 11th June.

Mr. Southgate brought up the Report of the Select Committee on Printing.

Ordered to be referred to the Standing Order Committee.

House in Committee on "Bill for the improvement of Breed of Live Stock."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration, had made progress therein & was directed to ask for leave to sit again.

Ordered That the Report be accepted & leave granted.

The House then adjourned until Tuesday 5th June at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 5th day of June, 1860

Present: Mr. Speaker and Messrs. Gordon, Coles, Cary, Foster, Green, Franklin, Tolmie, Waddington, Cooper, McDonald, Southgate, Crease.

The former Minutes having been read and confirmed.

Mr. Coles presented Petition from Wm. Steinberger & Christian Ochsner—Brewers.

Ordered to lie on the Table.

Mr. Coles gave notice of Motion to introduce a Bill relating to licenses for the sale of Malt liquor.

The House then went into Committee on Supply.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Supplies referred to them under their consideration had made progress therein, and he was directed to ask for leave to sit again.

Ordered That the Report be accepted & leave granted.

The House then adjourned until Wednesday 6th June at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Wednesday, the 6th day of June, 1860

Present: Mr. Speaker and Messrs. Foster, Green, Crease, Cooper, Waddington, Southgate, Cary, McDonald, Franklin.

The former Minutes having been read & confirmed.

The House then went into Committee on Joint Stock Companies Act.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill referred to them under their consideration, had made progress therein & was directed to ask for leave to sit again.

Ordered That the Report be accepted and leave granted.

On Motion The House went into Committee of the whole on "Bill for improvement of Breed of Live Stock."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under consideration, had made progress therein and was directed to ask for leave to sit again.

Ordered That the Report be accepted and leave granted.

The House then adjourned until Thursday 7th June 1860 at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Thursday, the 7th day of June, 1860

Present: Mr. Speaker and Messrs. Cary, Tolmie, Franklin, Waddington, Cooper, Crease, Green, Gordon, Foster, Southgate.

The former Minutes having been read and confirmed.

Ordered That Motions, relating to Finance be seconded in "Committee of the whole" before becoming open for debate.

Carried.

Ayes 7. Noes 2.

The House again went into Committee of the whole on Supply.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the "Supplies" referred to them had made an amendment in Estimate No. 1, & then agreed to the same, "That His Excellency the Governor's salary per annum be £800 in lieu of £1200," and that Mr. Helmcken had moved that the following resolution should be attached to the preceeding vote "That the Civil List

contained in Estimate No. 1 as amended in Committee be payable from the time when the Crown Lands and the entire revenue of the Colony are placed under the Legislature of this Colony" and asked leave to sit again to enter upon the discussion of the Resolution.

Ordered That the Report be accepted as amended and leave granted to sit again.

The House again went into Committee of the whole on the resolution of Mr. Helmcken.

Mr. Waddington in the Chair of the Committee.

The resolution was then brought forward.

Seconded by Mr. Foster and after much discussion carried unanimously.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

Ordered that the Report be accepted and leave granted.

Mr. Cary moved for leave to bring in a Bill intituled "A Bill for the protection of Members of Fire Companies of Victoria."

Leave granted.

The said Bill being brought in was read a first time.

The House then adjourned until Friday the 8th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Friday, the 8th day of June, 1860

A quorum not being present the House adjourned until Monday 11th June at 3 p. m.

J. S. Helmcken

Monday, the 11th day of June, 1860

Present: Mr. Speaker and Messrs. Cary, Franklin, Green, Crease, Foster, Tolmie, Cooper, Southgate, McDonald, Waddington.

The former Minutes having been read and confirmed.

The House then went into Committee on Mr. Cooper motion on the Indian question.

Mr. Franklin in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having Mr. Coopers motion on the Indian question referred to them under consideration, had made progress therein & was directed to ask for leave to sit again.

Ordered That the Report be accepted and leave granted.

The House then again went into Committee on Bill for the improvement of breed of Live Stock.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto & was directed to ask for leave to sit again.

Ordered That the Report be accepted and leave granted.

Ordered That the Committee of the whole on the Bill to extend the provisions of the Joint Stock Companies Acts be postponed until Wednesday the 20th June.¹⁴

The House then adjourned until Tuesday 12th June at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 12th day of June, 1860

Present: Mr. Speaker and Messrs. Foster, Gordon, Crease, Franklin, Tolmie, Waddington, Coles, Cooper, Cary, Southgate, McDonald, Green.

The former Minutes having been read and confirmed.

The House then went into Committee on Supply—Estimate No. 2.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the supplies referred to them under their consideration had made progress therein and was directed to ask leave to sit again.

Ordered That the Report be accepted and leave granted.

Mr. Waddington gave notice of Motion.¹⁵

The House then adjourned until Wednesday 13th June at 3 o'clock p. m.

J. S. Helmcken
Speaker.

¹⁴ The original minute book was corrected to read June 13th, but according to the minutes the matter was not raised again until June 15th, only to be deferred for lack of a quorum, until June 18th.

¹⁵ Motion book, p. 15: "I give notice that I shall ask for the House to resolve itself into Committee of the whole to consider the necessity of amending the liquor License Law, said Committee to take place on the [blank]." See minutes for 22 June 1860 below.

Wednesday, the 13th day of June, 1860

Present: Mr. Speaker and Messrs. Cary, Foster, Crease, Green, Coles, Waddington, Franklin, Southgate, Gordon.

The former Minutes having been read & confirmed.

Mr. Foster gave notice of Motion.¹⁶

Read 2nd time—Bill to regulate the Medical Profession.

On Motion of Mr. Gordon.

Ordered That the Election Committee do adjourn until Tuesday 19th June.

Read 2nd time—Bill for the protection of Members of Fire Companies of Victoria.

The House then went into Committee on the Currency Bill.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered That the Report be accepted & leave granted.

The House then adjourned until Thursday 14th June at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Thursday, the 14th day of June, 1860

Present: Mr. Speaker and Messrs. Cary, Crease, Foster, Gordon, Green, Franklin, Tolmie, Waddington, Coles, Cooper, McDonald, Southgate.

The former Minutes having been read & confirmed.

The House then went into Committee on Supply—Estimate No. 2.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Supplies referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

¹⁶ Motion book, p. 16: "I shall move on Monday next for a respectful address to His Excellency the Governor praying that the official proceedings of the Council (or upper house) of this Colony be conducted with the same publicity as attends the sittings of the Legislative Assembly of this Colony."

Mr. Crease called Mr. Speakers attention to a Breach of Privilege that had been committed by a Newspaper published in this Colony, having inserted a copy of a Bill at present pending in this Honorable House, such being against the usage of the Parliamentary practice of the House of Commons of England.

Ordered to be placed first on the Orders of the Day at the next sitting.

The House then adjourned until Friday 15th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Friday, the 15th day of June, 1860

Present: Mr. Speaker and Messrs. Foster, Green, Waddington, Crease, Cooper, Cary.

The former Minutes having been read & confirmed.

On Motion of Mr. Crease seconded by Mr. Cary, Ordered That a Committee of Privileges be appointed to investigate and report on the printing of the Fire Companies Bill in the British Colonist of 14th June 1860.

Committee: Messrs. Crease, Cary, Waddington, Cooper, Foster.

On Motion The House then went into Committee on Mr. Waddington's motion & Joint Stock Companies Bill.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported a quorum not being present he was directed to ask for leave to sit again.

Ordered That the Report be accepted & leave granted.

The House then adjourned until Monday 18th June at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Monday, the 18th day of June, 1860

Present: Mr. Speaker and Messrs. Foster, Gordon, Green, Crease, Tolmie, Cary, Cooper, Franklin, McDonald, Waddington.

The former Minutes having been read & confirmed.

Mr. Waddington gave notice of Motion.¹⁷

The House then went into Committee of the whole on the adjourned debate on the Indian question.

¹⁷ Motion book, p. 16: "I give notice that with the leave of the House, I shall bring in a Bill on Wednesday, for better prohibiting the sale or gift of intoxicating liquor to the Indians."

Mr. Waddington in the Chair of the Committee.

The House divided on Mr. Helmcken's amendment, "That His Excellency the Governor be respectfully requested to remove the Northern tribes from the position which they now occupy near the Public road to a point where their inconvenience would not be felt."

Ayes 8. Noes 2.

Amendment carried.

Mr. Helmcken then brought forward the Petition to be sent home to Her Majesty the Queen, [which] should now be considered.

Mr. Crease proposed that the Petition should be taken Clause by clause. The House divided.

Ayes 4. Noes 5.

Mr. Crease amendment lost.

On Motion of Mr. Franklin that the Chairman do now report progress.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Indian question referred to them under their consideration had agreed to Mr. Helmcken's resolution.

Mr. Fosters Motion—"for a respectful address to His Excellency the Governor praying that the official proceedings of the Council (or upper House of this Colony) be conducted with the same publicity as attends the sittings of the Legislative Assembly of this Colony."

Mr. Crease moved an amendment. That this House respectfully request His Excellency the Governor to permit the official proceedings of The Council (or Upper House) of this Colony to be conducted with the same publicity as attends the sittings of the Legislative Assembly of this Colony.

The House divided on the amendment.

Ayes 7. Noes 2.

Amendment carried.

The House then again went into Committee on Joint Stock Companies Bill.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them, under their consideration had agreed to the same with the following amendments.

Preamble after the word "the" insert "advice and" before the word "consent".

In Clause 3 after the word "the" & before the Act insert "Joint Stock Companies" & after the word Act insert "1856".

Clause 4 after the word given insert "by the said Acts".

Clause 6 after the word "That" & before the words "the Attorney General" be struck out and after the word "Companies" at the end of the clause insert "until a registrar of Joint Stock Companies of Vancouver Island & its dependencies shall be appointed when all the powers & duties of such registrar shall be vested in and imposed upon him."

Clause 12 after the words "shall be" & before the word "paid" insert "forthwith".

In the Schedule—Table of Fees.

No. 1 after the words "Capital does not exceed £500" insert "£5 and not exceeding £1000 £10".

Ordered that the Report be accepted & agreed to and Bill to be engrossed.

Mr. Tolmie gave notice of Motion.¹⁸

On Motion of Mr. Gordon.

Ordered that the Election Committee do adjourn until Monday the 25th June.

The House then adjourned until Tuesday 19 inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 19th day of June, 1860

Present: Mr. Speaker and Messrs. Cary, Franklin, Cooper, Crease, Tolmie, Southgate, Green, Gordon, Foster, Waddington, McDonald.

The former Minutes having been read & confirmed.

The House then went into Committee on Supply.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Supplies referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

The House then adjourned until Thursday 21st June at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Thursday, the 21st day of June, 1860

A quorum not being present the House adjourned until Friday 22nd June at 3 o'clock p. m.

J. S. Helmcken
Speaker.

¹⁸ Motion book, p. 16: "I give notice that on Friday the 22nd June — That a Select Committee be appointed to draw up a petition to Her Majesty the Queen conveying the recommendations of the House as to the future management of the Indians natives of, or resorting to this Colony."

Friday, the 22nd day of June, 1860

Present: Mr. Speaker and Messrs. Cary, Crease, McDonald, Green, Tolmie, Franklin, Waddington, Cooper.

The former Minutes having been read and confirmed.

Mr. Speaker read messages from His Exy. the Governor.

1 "Despatch from the Duke of Newcastle to Governor Douglas relative to Mr. Edward Stamp erecting Saw Mill & other works in Vancouver Island."

2nd relative to the Northern Tribes being removed from their present position.

3rd relative to the Resolution in reference to the publicity of the sittings of the Legislative Council.

4th Acknowledging the receipt of Bill for the administration of Oaths in the House of Assembly.

5 Return to an Address of the House of Assembly relating to copies of Correspondence between the Acting Treasurer of Vancouver Island & the Land Office & His Excellency, respecting the passage of Monies paid over to the Land Office during the seven months ending December 1859.

6 Return to an address of the House of Assembly relative to the correspondence between this Colonial Government and the Hudsons Bay Companys Manager regarding all monies demanded from him for all Colonial purposes whatever.

Mr. Tolmie Motion for a Select Committee to draw up a Petition to the Queen as to the future management of the Indians (see order book page 16.).

Mr. Crease seconded.

Committee—Messrs. Tolmie, Crease, Franklin.

Mr. Green brought up the Report of the Select Committee on the "Legal Bill."

Ordered that the Report be accepted.

The House then went into Committee of the whole on Bill to promote improvement in the Breed of Live Stock.

Mr. Franklin in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto & then agreed to the same under the Title of "The Live Stock Act, 1860."

Ordered that the Report be accepted, and the Bill engrossed, as amended.

The House again went into Committee on Mr. Waddington motion for the House to resolve itself into Committee of the whole to consider the necessity of amending the liquor License Law.

Mr. Franklin in the Chair.

After a long discussion Mr. Crease proposed as an Amendment "That this House considers that it is expedient that the present Liquor License Law should be altered, as soon as the deficiency in the Revenue that may be anticipated from reductions in some of the duties imposed by the Law is otherwise provided for."

Amendment carried.

The Chairman reported progress.

The House then adjourned until Monday 25th June at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Monday, the 25th day of June, 1860

Present: Mr. Speaker and Messrs. Gordon, Green, Crease, Cooper, Waddington, Franklin, McDonald, Tolmie.

The former Minutes having been read & confirmed.

On Motion of Mr. Gordon, Ordered that the Election Committee do adjourn until 9 July.

Read 1st time "Bill for prohibiting the sale of intoxicating Liquor to Indians."

House then went into Committee on the Currency Bill and Bill for the protection of Members of Fire Companies.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bills referred to them under their consideration had made amendments thereto and then agreed to the same under the title of the Currency Act 1860, and the Fireman's protection Act 1860.

The House then adjourned until Tuesday 26th June at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 26th day of June, 1860

Present: Mr. Speaker and Messrs. Foster, Gordon, Green, Crease, Coles, Cooper, Waddington, Cary, Franklin, Tolmie, McDonald, Southgate.

The former Minutes having been read and confirmed.

Mr. Foster move that this House do not go into Committee of the whole on Supply.

Mr. Waddington seconded.

After a long discussion the House divided:

Ayes 6. Noes 6.

Mr. Speaker gave his casting vote in favor of going into Committee of the whole. Majority one.

The House then went into Committee on Supply—Estimate 3.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the supplies referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

Mr. Gordon gave notice of Motion (order Book page 17).¹⁹

The House then adjourned until ½ past 7 o'clock.

The House met pursuant to adjournment. There being no business before the House the House further adjourned until Wednesday 27th June at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Wednesday, the 27th day of June, 1860

Present: Mr. Speaker and Messrs. Cary, Waddington, Cooper, Gordon, Tolmie, McDonald.

The former Minutes having been read and confirmed.

Mr. Gordon moved "That His Excellency the Governor be respectfully requested to obtain from the Acting Treasurer, for the information of the House, an explanation of the note, signed by the Acting Treasurer appended to the foot of a copy of 'Abstract of the Revenue and Expenditure of Vancouver Island for seven months during the year 1859' and which the House is unable to understand."

Mr. Tolmie seconded.

3rd Reading of Joint Stock Companies Act.

The House then went into Committee on Legal Bill.

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

¹⁹ Motion book, pp. 17-18: "That His Excellency the Governor be respectfully requested to obtain from the Acting Treasurer for the information of this House, an explanation of the note signed by the Acting Treasurer appended to the foot of a copy of 'Abstract of the Revenue & expenditure of Vancouver Island for seven months during the year 1859' & which the House is unable to understand."

The Chairman reported that a quorum not being present, the Committee were unable to proceed with the Bill under their consideration, and was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

The House then adjourned until Thursday at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Thursday, the 28th day of June, 1860

Present: Mr. Speaker and Messrs. Cary, Foster, Gordon, Crease, Franklin, Green, Southgate, Cooper, Waddington, McDonald, Tolmie, Coles.

The former Minutes having been read and confirmed.

The House went into Committee on Supply Estimate No. 4.

The Chairman reported that the Committee having the Supplies referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

On Motion of Mr. Cary.

Ordered that Ways and Means be taken first on the orders of the Day for Friday 29th June.

Mr. Gordon called attention to a Breach of Privilege committed by the Editor of the Colonist newspaper in stigmatizing the Honorable Speaker of this House.

Ordered to be referred to the Committee of Privileges.

House then adjourned until Friday 29th inst. at 3 o'clock.

J. S. Helmcken

Friday, the 29th day of June, 1860

Present: Mr. Speaker and Messrs. Foster, Gordon, Crease, Franklin, Green, Tolmie, Cooper, Waddington, Cary, McDonald.

The former Minutes having been read and confirmed.

Mr. Crease brought up the Report of the Select Committee on Privileges.

The House then went into Committee to afford Mr. Cary [opportunity] to explain "Ways and Means."

Mr. Waddington in the Chair of the Committee, and asked leave to sit again.

House then again in Committee on Legal Bill.

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto and asked leave to sit again.

Ordered that the report be accepted & leave granted.

The House then adjourned until Monday 2nd July at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Monday, the 2nd day of July, 1860

Present: Mr. Speaker and Messrs. Foster, Crease, Waddington, Franklin, Tolmie, Coles, Southgate, Cooper, Cary, McDonald, Green.

The former Minutes having been read and confirmed.

The House went into Committee on Privileges.

Mr. Gordon in the Chair of the Committee.

Mr. Cary moved that the Speakers warrant be issued, that Mr. Amor De Cosmos be summoned before the Bar of this House, in the matter, of the article contained in the "British Colonist" newspaper of the 28th June 1860, of which the Select Committee enquired into and reported thereon.

That the leading article of the said paper headed "Moral influence" contains a libel on the Speaker and in printing and publishing the same the said Amor De Cosmos has been guilty of a breach of privilege.

The Chairman reported progress.

Ordered that the Speaker do issue his warrant for Amor De Cosmos to appear at the Bar of this Honorable House.

Mr. Speaker resumed the Chair and read messages from His Excellency the Governor [1.] Returning "A Bill to provide for the administration of Oaths in the House of Assembly," as amended and passed in Council, and [2.] "Extract from the Journals of the Council" dated the 22nd of June 1860, in answer of an address from the House of Assembly, dated the 18th June to His Excellency the Governor:

The Council after considering the same, is of opinion that the said Address from its terms, does not apply to this Council, as this Council (or "Upper House" as the Honorable the House of Assembly designates the Council) being an independent Legislative Body, it has, as such, no "official proceedings" which His Excellency the Governor can "permit to be conducted with publicity."

It is ordered that the Clerk do furnish His Excellency with a copy of this Resolution.

3. Acknowledging "A Bill to extend the provisions of the Joint Stock Companies Acts 1856, 1857, & 1858, to Vancouver Island and its dependencies."

3rd Reading of Currency Bill.

3rd Reading of Fire Companies Bill.

The House then went into Committee on Medical Bill.

Mr. Franklin in the Chair of Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

Ordered that the Report be accepted and leave granted.

The House then adjourned until Tuesday 3rd July 1860 at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 3rd day of July, 1860

Present: Mr. Speaker and Messrs. Foster, Gordon, Green, Waddington, Cooper, Crease, Coles, Cary, Tolmie, McDonald, Franklin.

The former Minutes having been read and confirmed.

On Motion of Mr. Gordon, Ordered That the Election Committee do adjourn until Friday next 6th July.

The House then went into Committee of Supply.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Supplies referred to them under their consideration had made progress therein and asked for leave to sit again.

Ordered That the Report be accepted and leave granted.

Mr. Cary gave notice he would introduce "Ways and Means" on Thursday next.

Mr. Gordon asked leave to withdraw the Petition of John T. Little & others for the purpose of furnishing Gas for the use of the Town of Victoria which he presented 21st March, 1860.

Ordered leave be granted to withdraw the Petition.

The House then adjourned until Wednesday 4th July 1860 at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Wednesday, the 4th day of July, 1860

Present: Mr. Speaker and Messrs. Gordon, Southgate, Green, Crease, Cooper, Foster, Tolmie, Coles, Cary, Franklin, McDonald, Waddington.

The former Minutes having been read and confirmed.

Amor de Cosmos appeared before the Bar of the House to answer a breach of Privilege contained in the leading article of the Colonist newspaper of the 28th June headed "Moral influence" that contains a libel on the Speaker and in printing and publishing the same the said Amor de Cosmos has been guilty of a breach of privilege.

Ordered by the House that Amor de Cosmos be removed in Custody of the Sergeant-at-arms.

Mr. Southgate moved That Amor de Cosmos be called to the Bar of the House under the Speakers warrant and be directed to apologize to this House and to Mr. Speaker in particular for the breach of privilege of which he has been guilty in publishing the libel on the Speaker headed Moral influence.

Divided:

Ayes 6. Noes 5.

Motion carried.

Amor de Cosmos was then brought before the Bar of the House.

Mr. Speaker read to him the Motion that was carried and Amor de Cosmos apologized to Mr. Speaker & the House for the publication of the matter in question.

Mr. Speaker then informed Amor de Cosmos he was at liberty to leave the House.

2nd Reading of Bill for prohibiting the sale or gift of intoxicating liquor to the Indians, and referred to a Select Committee consisting of Messrs. Waddington, Cary, Franklin.

On Motion of Mr. Cary the House adjourned until this evening at ½ past 7.

The House met pursuant to adjournment, present: Mr. Speaker and Messrs. Gordon, Green, Cary, Tolmie, Crease, Foster, Cooper, Waddington, Franklin, McDonald.

The House had under their consideration the Oaths Bill as amended in Council.

After some discussion it was ordered that the amendment be agreed to & returned to Council.

So carried.

House then adjourned until Thursday 5th July 1860 at 3 o'clock p.m.

J. S. Helmcken
Speaker.

Thursday, the 5th day of July, 1860

Present: Mr. Speaker and Messrs. Cary, Foster, Crease, Coles, Waddington, Franklin, Tolmie.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor acknowledging the receipt of the "Currency Bill" and "A Bill for the protection of the Members of Fire Companies of Victoria."

Mr. Crease presented Petition from Members of Victoria Gas Company.

Referred to a Select Committee: Messrs. Foster, Southgate, Green, Waddington, McDonald.

Mr. Cary asked permission to put off "Supply" & Ways & Means.
Granted.

Mr. Cary presented "A Bill for rendering the administration of Justice in minor Criminal cases more speedy and certain."

Read 1st time.

3rd Reading of Bill to promote improvement in the breed of Live Stock.

Mr. Crease asked leave to postpone the "Legal Bill" and Medical Bill.
Leave granted.

The House then adjourned until Tuesday 10th July 1860 at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 10th day of July, 1860

Present: Mr. Speaker and Messrs. Foster, Gordon, Coles, Tolmie, McDonald, Crease, Cooper, Waddington, Cary, Franklin, Southgate, Green.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor.

1st "A Bill to provide for the administration of Oaths in the House of Assembly and the production of evidence before Committees of the same" had received his assent.

2ndly acknowledging "A Bill to promote improvement in the breed of Live Stock in the Colony of Vancouver Island."

On Motion of Mr. Gordon.

Ordered that the Election Committee do adjourn until Tuesday next 17th July at 11 o'clock to meet in Committee Room Police Barracks.

The House then went into Committee on Supply.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress. That Estimates Nos. 1, 2 and 4 were adopted & asked for leave to sit again.

Ordered that the Report be accepted & leave granted.

The House then went into Committee on Ways and Means.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Ordered that the Report be accepted and leave granted.

Mr. Franklin gave notice of Motion (see order Book page 18).²⁰

The House then adjourned until Thursday 12th July at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Thursday, the 12th day of July, 1860

Present: Mr. Speaker and Messrs. Gordon, Coles, Green, Southgate, Foster, Waddington, Cary, Franklin, Tolmie, McDonald.

The former Minutes having been read and confirmed.

Mr. Cary brought up the Report of the Select Committee on "Bill for the incorporation of the City of Victoria."

The House then went into Committee of the whole on Ways & Means.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

Ordered that the Report be accepted and leave granted.

1st Reading of Ways & Means.

2nd Reading of Supply.

Mr. Franklin gave notice of Motion to introduce a Bill entitled "The Victoria Street Bill."

Mr. Speaker administered the oath to four Members of the Election Committee: Messrs. Gordon, Foster, Waddington, Tolmie.

The House then adjourned until Saturday at 3 o'clock. p. m.

J. S. Helmcken
Speaker.

²⁰ Motion book, p. 18: "That every male person of ten years of age & upwards arriving in this Colony via the Pacific ocean pay the sum of \$3 to the Harbour Master in aid of the Hospital fund."

Saturday, the 14th day of July, 1860

Present: Mr. Speaker and Messrs. Foster, Green, Crease, McDonald, Gordon, Cooper, Waddington, Franklin, Tolmie.

The former Minutes having been read and confirmed

Mr. Speaker administered the oath to Mr. Crease member of the Election Committee.

Mr. Waddington presented Report from the Standing Orders Committee relative to Fees to be charged in the House of Assembly.

Mr. Gordon presented a "Bill to incorporate the Victoria Gas Company."
Ordered to be read 1st time next meeting.

House adjourned until Monday 16th July 1860 at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Monday, the 16th day of July, 1860

A quorum not being present the House adjourned until Tuesday 17th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 17th day of July, 1860

Present: Mr. Speaker and Messrs. Foster, Gordon, Green, Crease, Coles, Cooper, Cary, Waddington, Franklin, Tolmie, McDonald, Southgate.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor acknowledging the receipt of Address No. 11 and explaining of a sum of £4000, part of the receipts for the Sales of Land.

Ordered to lie on the Table.

Mr. Speaker read letter from Mr. Thomas J. Skinner that leave may be granted him to withdraw the Election Petition presented to the House against the return of James Cooper Esquire.

Ordered to be referred to the Election Committee.

Ordered that leave be granted to the Election Committee to adjourn until Friday 20th inst.

The House then went into Committee of the whole on "Fees" to be charged in the House of Assembly.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the scale of Fees to be charged in the House of Assembly, referred to them under their consideration had made amendments thereto, and agreed to them.

Ordered that the Report be accepted and agreed to.

Read 1st time "A Bill to incorporate the Victoria Gas Company."

The House then adjourned until Thursday 19th July at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Thursday, the 19th day of July, 1860

Present: Mr. Speaker and Messrs. McDonald, Cary, Cooper, Foster, Tolmie, Crease, Green, Gordon, Waddington, Franklin.

The former Minutes having been read and confirmed.

House then went into Committee of the whole on Supply.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress that No. 3 Estimate with amendments had been agreed to.

Ordered that the Report be accepted.

Mr. Franklin gave notice of Motion (see order Book page [blank]).²¹

Mr. Crease gave notice of Motion (see order book page [blank]).²²

The House then adjourned until Friday 20th July 1860 at 3 o'clock p. m.

J. S. Helmcken
Speaker.

²¹ Motion book, p. 18: "That this House do vote an address to be presented to His Royal Highness the Prince of Wales on the occasion of his visit to Her Majestys possessions in North America."

²² Motion book, p. 18: "That the £649.3.1 forming portion of the Balance of £1207.14.1 be payable upon the Crown lands being handed over to this Colony but not otherwise."

Friday, the 20th day of July, 1860

Present: Mr. Speaker and Messrs. Gordon, Crease, Green, Tolmie, Southgate, Coles, Cooper, Waddington, Cary, Franklin, McDonald, Foster.

The former Minutes having been read & confirmed.

The House then went into Committee on Ways & Means.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Ways & Means referred to them under their consideration had made amendments and had agreed to them.

Ordered that the Report be accepted.

The House then went into Committee on Supply.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the "supply" referred to them under their consideration had made an amendment in Estimate No 3. vizt. "That the £1207. 14. 1 be not payable out of the general revenue until the Crown lands and the entire revenue of the Colony be placed under the control of the Legislature."

Ordered that the Report be accepted.

The House then adjourned until Monday 23 July at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Monday, the 23rd day of July, 1860

A quorum not being present the House adjourned until Tuesday 24th July 1860 at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 24th day of July, 1860

Present: Mr. Speaker and Messrs. Gordon, Green, Crease, Coles, Foster, Cooper, Waddington, Cary, Franklin, Tolmie.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor returning the Firearms Protection Act 1860 as amended from the Council.

Mr. Gordon Chairman of the Committee of Election, Reported, That Mr. Selim Franklin was duly returned and elected for the Town of Victoria at the late General Election and That Mr. Skinner be allowed to withdraw the Petition against the return of James Cooper Esqr. for Esquimalt District at the late General Election.

The House then went into Committee of the whole on Bill for the "Incorporation of the City of Victoria."

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered That the Report be accepted and leave granted.

Mr. Cooper asked leave of absence, on Government duty.

Leave granted.

House then adjourned until Wednesday 25th July at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Wednesday, the 25th day of July, 1860

Present: Mr. Speaker and Messrs. Foster, Gordon, Green, Cary, Crease, Coles, Cooper, Waddington, McDonald, Tolmie.

The former Minutes having been read & confirmed.

Mr. Foster brought to the notice of the House a Breach of Privilege relating to a messenger in the Acting Colonial Secy.'s Office writing a letter to the Clerk of this House.

Ordered to be brought before the Bar of this House.

The House then went into Committee of the whole on Bill for the Incorporation of the City of Victoria.

Mr. Crease in the Chair of the Committee.

After a long discussion Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Ordered that the Report be accepted & leave granted to sit again on Monday 30th inst.

The House then adjourned until Thursday 26th July at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Thursday, the 26th day of July, 1860

Present: Mr. Speaker and Messrs. Coles, Cooper, Waddington, Cary, Franklin, McDonald.

The former Minutes having been read & confirmed.

Mr. Cary brought up the Report of the Select Committee on the Pilot Bill.

2nd Reading of "Criminal Bill" referred to a Committee of the whole.

Mr. Waddington gave notice of Motion (see page 19 Order Book).²³

Fire Companys Bill as amended from Council passed.

The House adjourned until Friday 27th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Friday, the 27th day of July, 1860

Present: Mr. Speaker and Messrs. Cary, Cooper, Foster, Green, Franklin, Tolmie, Waddington, McDonald, Southgate.

The former Minutes having been read and confirmed.

House in Committee of the whole on "Bill to appoint Commissioners to improve the Streets of the Town of Victoria & to authorise the collection of a Tax to be called the Victoria Street Fund."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration, had received it favorably.

Ordered to be read 1st time.

The House then went into Committee of the whole on Bill for administering Justice in Criminal Cases.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Report accepted leave granted.

²³ Motion book, p. 19: "I give notice that I shall bring in a Bill on Monday July 30th to amend the 'Registration [of] Voters Act 1859' so that in case of any new election during the term of this House, the existing list of voters, entitled to vote at any such election be previously corrected and revised."

Mr. Franklin asked leave to postpone the Address to His Royal Highness the Prince of Wales, (of which he had given previous notice) until Monday 30th July 1860.

Ordered that leave be granted.

House then adjourned until Monday 30th July at 3 o'clock p.m.

J. S. Helmcken
Speaker.

Monday, the 30th day of July, 1860

A quorum not being present the House adjourned until Tuesday 31st July at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 31st day of July, 1860

A quorum not being present the House adjourned until Wednesday 1st August at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Wednesday, the 1st day of August, 1860

Present: Mr. Speaker and Messrs. Crease, Coles, Waddington, Foster, Cary, Franklin, McDonald.

The former Minutes having been read and confirmed.

Mr. Franklin presented Petition in favor of the Victoria Gas Company.

Mr. Cary gave notice of Motion (see order book page 20).²⁴

Mr. Waddington introduced "Registration of Voters Bill."

Read 1st time.

House then went into Committee on "Bill for the incorporation of the City of Victoria."

Mr. Crease in the Chair of the Committee.

²⁴ Motion book, p. 20: "That he will on the 14th of August introduce a Bill to provide for the Registration of Assurances and Titles."

Mr. Speaker took the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

Mr. Foster gave notice of Motion (see order Book page 20).²⁵

The House then adjourned until Thursday 2nd August at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Thursday, the 2nd day of August, 1860

Present: Mr. Speaker and Messrs. McDonald, Franklin, Cary, Southgate, Waddington, Crease, Green, Foster.

The former Minutes having been read and confirmed.

Mr. Waddington presented Bill to regulate the sale of Fermented & Spirituous Liquors.

Read 1st time.

Mr. Cary moved that a new Writ be issued for the Town of Esquimalt in room of George Tomline Gordon Esqr.

Mr. Cary presented Bill of Supply for the sum of £9364 out of the General Revenue of the Colony of Vancouver Island and its Dependencies to the Service of the year 1860.

Ordered to be read 1st time.

Mr. Cary presented Bill of Supply to apply the sum of £3207.14.1 out of the General Revenue to defray the expenses of Departments for the Service of the year 1860.

Ordered to be read 1st time.

Mr. Cary presented a Bill to levy an annual tax of £1 per centum on the value of all real estate in the Colony of Vancouver Island and its dependencies.

Ordered to be read 1st time.

House then went into Committee on "Bill for administering Justice in Criminal Cases."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

²⁵ Motion book, p. 20: "That His Excellency the Governor be prayed to order that every official in receipt of public revenue in this Colony enter into recognisances upon the same system as pursued in England both personally and thro' sureties."

The Chairman reported that the Committee having the Bill referred to them under their consideration, had made Amendments thereto & then agreed to them.

Ordered that the Report be agreed to.

Mr. Franklin brought forward his Motion of which he had given previous notice "That this House do vote an Address to be presented to H. R. H. the Prince of Wales on the occasion of his visit to Her Majesty's possessions in North America.

Mr. Foster seconded.

Committee to draw up the Address: Messrs. Franklin, Foster, Crease.

The House then went into Committee on "Incorporation Bill."

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

The House then adjourned until Friday 3rd August at 3 oclock p. m.

J. S. Helmcken
Speaker.

Friday, the 3rd day of August, 1860

Present: Mr. Speaker and Messrs. Foster, Green, Crease, McDonald, Coles, Waddington, Cary, Franklin, Southgate.

The former Minutes having been read and confirmed.

Mr. Foster brought forward [his motion] of which he had given previous notice.

That His Excellency the Governor be prayed to order that every official in receipt of public revenue is this Colony enter into recognisances upon the same system as pursued in England both personally and thro' sureties.

Mr. Crease seconded.

Carried unanimously.

Mr. Cary gave notice of Motion (see order book page 20).²⁶

Mr. Franklin moved the 2nd Reading of the "Victoria Street Fund Bill."

Ordered to be read 2nd time & that the House suspend their rule, and that the Bill be committed to a Committee of the whole at once.

Carried.

²⁶ Motion book, p. 20: "That he will on Tuesday next (7) introduce a bill to Provide for the collection & application of certain Harbor dues."

The House then went into Committee of the whole on "Victoria Street Fund Bill."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

The House then adjourned until Monday 6th August 1860 at 3 oclock p. m.

J. S. Helmcken
Speaker.

Monday, the 6th day of August, 1860

Present: Mr. Speaker and Messrs. Crease, Franklin, Foster, Coles, McDonald, Cary, Waddington, Green.

The former Minutes having been read & confirmed.

Mr. Waddington brought up the Report of the Standing Orders Committee on "the Victoria Gas Company's Bill."

Ordered that the Report be considered this day week.

Mr. Waddington presented a Petition against the "Victoria Gas Companys Bill."

Ordered to lie on the Table.

The House then went into Committee of the whole on "Victoria Street Fund Bill."

Mr. Waddington in the Chair of the Committee.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

The House adjourned until Tuesday 7th August at 3 oclock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 7th day of August, 1860

Present: Mr. Speaker and Messrs. McDonald, Cary, Franklin, Southgate, Waddington, Crease, Foster, Green.

The former Minutes having been read and confirmed.

Mr. Speaker read messages from His Excellency the Governor.

1st returning the "Joint Stock Companies Act 1860" as amended & passed Council.

2ndly in reply to Mr. Fosters Motion "That His Excellency the Governor be prayed to order that every official in receipt of Public Revenue in this Colony enter into recognisances upon the same system as pursued in England both personally and through sureties."

I beg to state, for the information of the House, that the system hitherto pursued in this Colony is in accordance with that established by the rules and regulations of Her Majesty's Colonial Service.

(sgd.) James Douglas
Governor

Council Chamber Victoria V. I.
31st July 1860

Gentlemen,

I am directed by the President of the Council to transmit for your information the following extract from the Minutes of Council, of the 10th of July instant.

"The Currency Bill" was brought up for second reading.

On reading the order, it was moved seconded and carried unanimously "That this Bill be read a second time this day six months."

I have now the honor to forward an Act, entitled, "An Act to declare certain Foreign Coins a lawful tender" which has been read a third time and passed in Council this day.

I have the honor to be &c.
Edwd. Cridge
Hon. Sec. to the Council.

Mr. Cary presented the Road Bill as amended, from the Select Committee.

Mr. Cary presented Bill to authorize the raising of a Loan of £10,000 upon the security of the Harbor Dues and monies levied by virtue of A Proclamation dated the 25th August 1858.

Read 1st time.

An Act to declare certain Foreign coins a lawful tender as passed the Council.

Read 1st time.

Mr. Franklin presented the Address (to be forwarded by His Excellency the Governor) to H. R. H. the Prince of Wales.

Ordered to be engrossed.

2nd Reading of Bill for the payment of certain salaries.

2nd Reading of Bill to apply the sum of £3207. 14. 1. out of the General Revenue to defray the expenses of Departments for the year 1860.

2nd Reading of Bill to apply the sum of £9364 out of the General Revenue of the Colony for the year 1860.

The House then went into Committee of the whole on Bill for the payment of certain salaries, Bill to apply the sum of £3207. 14. 1, [and] Bill to apply the sum of £9364.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bills referred to them under their consideration had agreed to them.

Ordered that the Report be accepted.

2nd Reading of "Bill to regulate the sale of spirituous liquors."

2nd Reading of "Bill to levy a tax of £1 per centum on real Estate."

Mr. Cary gave notice of Motion (see Order Book page 20).²⁷

The House adjourned until Wednesday 8th August at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Wednesday, the 8th day of August, 1860

Present: Mr. Speaker and Messrs. Foster, Coles, Green, Crease, Waddington, Cary, Franklin, McDonald.

The former Minutes having been read and confirmed.

1st Reading of Bill to impose certain duties in respect of certain trades and occupations.

3rd Reading of Bill for the payment of certain salaries.

3rd Reading of Bill to apply the sum of £3207. 14. 1.

3rd Reading of Bill to apply the sum of £9364.

3rd Reading of "Criminal Bill."

House then went into Committee of the whole on the Pilot Bill.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

The House then adjourned until Thursday 9th August at 3 o'clock p.m.

J. S. Helmcken
Speaker.

Thursday, the 9th day of August, 1860

Present: Mr. Speaker and Messrs. Crease, Waddington, Tolmie, Cary, Franklin, McDonald.

The former Minutes having been read & confirmed.

The Address to H. R. H. the Prince of Wales from the House of Assembly on his R. Highness visit to Canada.

Read & adopted.

²⁷ Motion book, p. 20: "I will introduce a Bill for levying certain trading & other licenses on Wednesday next."

Mr. Franklin brought forward a resolution to accompany the Address to His Exy. the Governor praying His Exy. to transmit the Address to His Exy. the Governor General of Canada (see Order Book page 21).²⁸

Carried.

The House then adjourned until Tuesday 14th August at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 14th day of August, 1860

Present: Mr. Speaker and Messrs. Green, Foster, Coles, Crease, Cary, Tolmie, Southgate, Franklin, McDonald, Waddington.

The former Minutes having been read & confirmed.

Mr. Speaker read messages from His Excellency the Governor.

Gentlemen

13th August 1860

I have the honor to acknowledge the receipt of your Speaker's communication of the 9th inst. accompanying an Address to His R. H. the Prince of Wales & I shall have much pleasure in forwarding the same by the earliest conveyance to the Right Honorable the Governor General of Canada for presentation to H. R. Highness.

(sgd.) James Douglas
Governor

Gentlemen

13th August 1860

I have the honour to enclose herewith the Return to the Writ issued for the Election of a Member to serve in the present Parliament for the Town of Esquimalt.

(sgd.) James Douglas
Governor

Mr. Gordon was introduced by Mr. Crease and took the usual oaths, vizt. allegiance, qualifications &c. and took his seat as Member for the "Town of Esquimalt."

House then went into Committee on Bill for levying £1 per centum pr. annum on the value of all real Estate in the Colony.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

The House then adjourned until Thursday 16 August at 3 o'clock p. m.

J. S. Helmcken
Speaker.

²⁸ Motion book, p. 21: "That His Ex. the Governor be respectfully requested to forward to His Excellency the Governor General of Canada the address unanimously voted by this House to H. R. H. the Prince of Wales on the occasion of his visit to Her Majesty's possessions in North America & with the request that the Governor General will present the same to H. R. Highness."

Thursday, the 16th day of August, 1860

A quorum not being present the House adjourned until Friday 17th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Friday, the 17th day of August, 1860

Present: Mr. Speaker and Messrs. Foster, Coles, Green, McDonald, Waddington, Gordon, Cary, Tolmie, Franklin, Crease.

The former Minutes having been read & confirmed.

The House then went into Committee of the whole on "Victoria Street Paving Fund Bill."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to, under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

The House then adjourned until Monday 20th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Monday, the 20th day of August, 1860

Present: Mr. Speaker and Messrs. Foster, Green, Cary, Southgate, Gordon, Franklin, Tolmie, McDonald, Waddington.

The former Minutes having been read and confirmed.

2nd Reading of Bill to extend the provisions of the Joint Stock Companies Acts 1856, 1857 & 1858 as amended by Council.

House then went into Committee of the whole on Bill to extend the provisions of the Joint Stock Companies Acts.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported the Committee having the Bill referred to them (as amended in Council) under their consideration had agreed to it with the amendments.

Ordered Report be accepted.

2nd Reading of the Currency Bill as received from Council.

On motion of Mr. Cary postponed until this day week.

2nd Reading of Bill to impose certain duties in respect of certain trades & occupations.

Referred to Committee of the whole.

The House then went into Committee of the whole on The "Pilot Bill."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto & then agreed to the same.

Ordered that the report be accepted.

Mr. Cary gave notice of Motion (see Order Book page [blank]).²⁹

The House then adjourned until Tuesday 21st inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 21st day of August, 1860

Present: Mr. Speaker and Messrs. Gordon, McDonald, Tolmie, Waddington, Foster, Franklin, Cary, Green, Crease.

The former Minutes having been read & confirmed.

House went into Committee of the whole on "Bill to levy an annual tax of £1 per centum on all Real Estate."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

On Motion of Mr. Cary the House adjourned until ½ past 7 o'clock in the evening, to proceed with the "£1 tax on all real estate Bill."

Agreed to.

The House met pursuant to adjournment at ½ past 7 o'clock.

Mr. Speaker left the Chair.

Mr. Speaker resumed the Chair.

²⁹ Motion book, p. 21: "That the House shall on Tuesdays & Fridays sit at ½ past 7 in the evening in addition to the afternoon sitting."

Mr. Cary reported that the Chairman of the Committee Mr. Waddington not being present, would it be correct to elect a Chairman pro. tem. the business of the House, being so urgent to get through with.

After a short debate the House came to the conclusion it would be discourteous, to the Hon. Member for Victoria County Mr. Waddington, The Chairman, to elect another Chairman pro. tem. in his absence.

Carried.

The House then adjourned until Wednesday 22nd day of August at 3 oclock p. m.

J. S. Helmcken
Speaker.

Wednesday, the 22nd day of August, 1860

Present: Mr. Speaker and Messrs. Foster, Cary, Crease, Waddington, McDonald, Franklin, Green, Southgate, Gordon, Coles, Tolmie.

The former Minutes having been read & confirmed.

On Motion of Mr. Crease.

Ordered That the House shall on Tuesdays & Fridays sit at $\frac{1}{2}$ past 7 in the evening, in addition to the afternoon sitting for the space of 1 (one) month from this time to further the special business before the House—and as a temporary measure.

Mr. Cary introduced a "Bill to facilitate the transfer of Real Estate & to provide for the Registration of Titles."

Ordered to be read 1st time.

2nd Reading of "Registration of Voters Bill."

2nd Reading of Bill to authorize the raising of a loan of £10,000 upon security of the Harbour Dues.

House then went into Committee on Victoria Street Paving Fund Bill.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto and agreed to the same.

Ordered that the Report be accepted & Bill to go to 3rd Reading.

The House then adjourned until Thursday 23rd inst. at 3 oclock p. m.

J. S. Helmcken
Speaker.

Thursday, the 23rd day of August, 1860

Present: Mr. Speaker and Messrs. Foster, Coles, Green, Crease, Gordon, Cary, Franklin, Tolmie, McDonald, Waddington.

The former Minutes having been read & confirmed.

Mr. Waddington gave notice of Motion (see order book page 22).³⁰

Mr. McDonald presented Petition from James Yates & J. D. Carroll against the return of George Tomline Gordon Esquire representing Esquimalt Town.

Ordered to be referred to the Election Committee.

Ordered that Mr. Drake, Solicitor be the taxing Master, to tax all fees of Election Committees.

House then went into Committee on Bill to levy an annual tax of the £1 per cent on the value of all real estate in the Colony.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

House adjourned until Friday 24th inst. at 3 oclock.

J. S. Helmcken
Speaker.

Friday, the 24th day of August, 1860

Present: Mr. Speaker and Messrs. Foster, Green, Cary, Southgate, Franklin, Tolmie, Waddington, Gordon.

The former Minutes having been read & confirmed.

Mr. Waddington presented Bill for erecting & maintaining a Beacon light within the entrance of the Harbour of Victoria.

Ordered to be read 1st time.

House then went into Committee on "Bill to authorise the sale of fermented & spirituous liquors."

Mr. Franklin in the Chair of the Committee.

Mr. Speaker resumed the Chair.

³⁰ Motion book, p. 22: "I give notice that I shall bring in tomorrow Friday Augt. 24 a bill for the erection and maintenance of a light house or beacon within the entrance of Victoria Harbour."

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto and then agreed to the same.

Ordered that the Report be accepted.

Bill to go to 3rd Reading.

The House then adjourned until ½ past 7 oclock.

The House met pursuant to adjournment.

The House went into Committee of the whole on "The Road Bill."

Mr. Franklin in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered The Report be accepted and leave granted.

The House then adjourned until Monday 27th inst. at 3 oclock p. m.

J. S. Helmcken
Speaker.

Monday, the 27th day of August, 1860

Present: Mr. Speaker and Messrs. Foster, Crease, Green, Tolmie, Gordon, Cary, McDonald, Waddington.

The former Minutes having been read and confirmed.

3rd Reading of "Pilot Bill."

2nd Reading of Currency Bill as amended from Council postponed until this day week.

On Motion of Mr. Foster "The Street Paving Fund Bill" was recommitted to consider clause 3.

Carried.

The House then went into Committee of the whole on "The Street Paving Fund Bill."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had agreed to the Bill without any additional amendment.

Ordered That the Report be accepted.

3rd Reading of "Street Paving Fund Bill."

The House then went into Committee of the whole on "The Road Bill."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair & read message from His Excellency the Governor.

V. V. I. 27th August 1860

Sir

I have the honor to acquaint you that I purpose leaving this Colony tomorrow evening for British Columbia, & that I may be absent for a period of one month or six weeks.

The administration of the Government, during my absence, will devolve upon the Senior Member of the Council, Mr. Roderick Finlayson.

I have &c. &c.
(sgd.) James Douglas
Governor

Mr. Speaker left the Chair and Mr. Waddington resumed the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered That the Report be accepted and leave granted.

The House then adjourned until Tuesday 28th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 28th day of August, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, Green, Southgate, Tolmie, Gordon, McDonald, Waddington.

The former Minutes having been read & confirmed.

Mr. Waddington gave notice of Motion.³¹

The House then went into Committee on Bill to levy an annual tax of £1 pr. centum on all Real Estate.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair & the House adjourned until ½ past 7 o'clock.

½ past 7 o'clock The House met pursuant to adjournment the Chairman of Ways & Means the Hon. Member for Victoria County Mr. Waddington not being present.

The House adjourned until 3 o'clock p. m. 29 inst.

J. S. Helmcken
Speaker

³¹ Motion book, p. 22: "I move that His Excy. be requested to inform this House whether the appointment of the Atty. General in Novr. or Decr. last was from the Home government or merely a temporary nomination."

Wednesday, the 29th day of August, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, Green, Gordon, Tolmie, Waddington.

The former Minutes having been read & confirmed.

Mr. Waddington brought forward his motion see (order book page [blank]).³²

Not carried.

The House then went into Committee on Road Bill.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration, had made progress therein & was directed to ask for leave to sit again.

House then adjourned until Thursday 30th August.

J. S. Helmcken
Speaker.

Thursday, the 30th day of August, 1860

Present: Mr. Speaker, The Atty. General, and Messrs. Crease, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read and confirmed.

The House then went into Committee on "Bill to levy an annual tax of £1 per centum on all Real Estate."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration, had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be adopted & leave granted.

The House then adjourned until Friday the 31st inst. at 3 oclock p. m.

J. S. Helmcken
Speaker.

³² *Ibid.*

Friday, the 31st day of August, 1860

Present: Mr. Speaker, The Atty. General, and Messrs. Crease, Foster, Green, Gordon, Waddington, Southgate.

The former Minutes having been read & confirmed.

Mr. Green to serve on the Election Committee vice Gordon.

Mr. Waddington reported the Bill for prohibiting the sale or gift of intoxicating liquors to the Indians from Select Committee.

House then went into Committee of the whole on "The Road Bill."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration have made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

The House then adjourned until Monday 3rd September at 3 oclock p. m.

J. S. Helmcken
Speaker

Monday, the 3rd day of September, 1860

Present: Mr. Speaker, The Attorney General, Messrs. Coles, Crease, Green, Tolmie, Waddington.

The former Minutes having been read and confirmed.

The House then went into Committee of the whole on "Road Bill."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendment thereto and agreed to the same.

The House then adjourned until Tuesday 4th September at 3 oclock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 4th day of September, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Green, McDonald, Crease, Coles, Gordon, Tolmie, Waddington.

The former Minutes having been read & confirmed.

The House then went into Committee of the whole on Bill to levy an annual tax of £1 per centum on all real Estate.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto and then agreed to the same.

Ordered that the Report be accepted & Bill to go to 3rd Reading.

House then again into Committee of the whole on "Bill to impose certain duties in respect of certain trades and occupations."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments & asked for leave to sit again.

Ordered that the Report be accepted and leave granted.

House then adjd. until Wednesday 5 Sepr. at 3 ock.

J. S. Helmcken
Speaker

Wednesday, the 5th day of September, 1860

A quorum not being present the House adjourned until Thursday 6th September at 3 oclock p. m.

J. S. Helmcken
Speaker.

Thursday, the 6th day of September, 1860

A quorum not being present the House adjourned until Friday 7th inst. at 3 oclock p. m.

J. S. Helmcken
Speaker.

Friday, the 7th day of September, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Green, Waddington, Gordon, Tolmie, McDonald.

The former Minutes having been read & confirmed.

Mr. Cary gave notice of Motion (see order Book page [blank]).³³

Mr. Crease gave notice of Motion (see order Book page [blank]).³⁴

Mr. Green was sworn in to serve on the Election Committee.

3rd Reading of Road Act 1860.

3rd Reading of Bill to levy an annual tax of £1 per centum on all real Estate in the Colony.

House then went into Committee of the whole on The Incorporation Bill.

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

House then adjourned until Monday 10th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Monday, the 10th day of September, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. McDonald, Tolmie, Coles, Southgate, Crease, Foster, Waddington.

The former Minutes having been read and confirmed.

2nd Reading of Bill for erecting a Beacon light in Victoria Harbour.

The House then went into Committee of the whole, on The Incorporation Bill.

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

³³ Motion book, pp. 22–23: “I will on Monday next introduce a Bill to limit the remedy in certain Civil Actions.”

“I will on the same day introduce a Bill to quiet the titles of persons holding real estate in Vancouver Island under certain circumstances.”

³⁴ Motion book, p. 23: “That on Monday the 10th inst. I shall ask for a Committee of the whole House to grant leave for the introduction of a Bill for the improvement and regulation of Nanaimo Harbour.”

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered That the Report be accepted & leave granted.

House then adjourned until Tuesday 11th inst. at 9 o'clock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 11th day of September, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, McDonald, Waddington, Southgate.

The former Minutes having been read & confirmed.

Mr. Cary presented a "Bill to declare the limitations of certain causes of action."
Read 1st time.

Mr. Waddington gave notice of Motion (see order Book page [blank]).³⁵

House then went into Committee on Bill to impose certain duties in respect of certain trades and occupations.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

Mr. Cary presented Petition praying for the Incorporation of the Town on a liberal basis.

House then adjourned until Wednesday the 12th inst. at 3 oclock p. m.

J. S. Helmcken
Speaker.

³⁵ Motion book, p. 23: "I give notice that I shall move on Monday for an Address to His Excellency requesting him to call attention of the Home Government to the necessity of a small beacon on one of the Trial Islands for the safety of Vessels navigating between Victoria & New Westminster & Victoria and Puget Sound."

Wednesday, the 12th day of September, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, McDonald, Green, Crease, Gordon, Tolmie, Waddington, Southgate.

The former Minutes having been read & confirmed.

Mr. Waddington would call attention to a breach of Privilege by Mr. Attorney General in having neglected for two sittings to present a Petition to this house, and moved the following Resolution.

That the conduct of Attorney General in retaining the Petition of the Inhabitants of Victoria on a subject then on debate before the House and that in respect to their dearest interests, & purposely keeping the same from the cognizance of the House, thereby obstructing the right of Petition and trampling on the dignity of this Assembly, deserves severe censure.

Seconded by Mr. Coles.

Mr. Speaker ruled the same out of order; but Mr. Attorney General wishing to have an opportunity of exonerating himself from the charges, called for a division.

House divided:

	<i>Ayes (3):</i>		<i>Noes (6):</i>
Messrs.	Waddington	Messrs.	Gordon
	Foster		Green
	Coles		Crease
			Southgate
			McDonald
			Tolmie

Resolution lost.

The House then went into Committee of the whole on Incorporation Bill.

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

The House then adjourned until Thursday 13th inst. at 3 o'clock.

J. S. Helmcken
Speaker.

Thursday, the 13th day of September, 1860

A quorum not being present the House adjourned until Friday 14th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Friday, the 14th day of September, 1860

A quorum not being present the House adjourned until Monday 17th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Monday, the 17th day of September, 1860

A quorum not being present the House adjourned until Tuesday 18th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 18th day of September, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Green, Tolmie, McDonald, Waddington, Gordon.

The former Minutes having been read and confirmed.

Mr. Cary presented "An Act to confirm certain persons in the fee simple which they now hold."

Read 1st time.

House then went into Committee of the whole on "Act to impose certain duties in respect of certain Trades and occupations."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

The House then adjourned until Wednesday 19th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Wednesday, the 19th day of September, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read & confirmed.

The House went into Committee of the whole on "Bill for erecting & maintaining a Beacon light at the entrance of Victoria Harbour."

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto, and agreed to them.

Ordered that the Report be accepted & Bill to go to 3rd Reading.

The House then adjourned until Thursday 20th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker

Thursday, the 20th day of September, 1860

Present: Mr. Speaker and Messrs. Foster, Coles, Waddington, Green, Gordon, McDonald, Tolmie.

The former Minutes having been read and confirmed.

2nd Reading of Currency Bill (as received from the Hon. the Legislative Council).
Ordered to be referred to a Committee of the whole.

House then went into Committee of the whole on "Registration of Voters Bill."

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered That the Report be accepted & leave granted.

House then adjourned until Friday 21st inst. at 3 o'clock p.m.

Speaker

Friday, the 21st day of September, 1860

A quorum not being present the House adjourned until Monday 24th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Monday, the 24th day of September, 1860

Present: Mr. Speaker and Messrs. Crease, Green, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read & confirmed.

Mr. Gordon gave notice of Motion (see order Book page 31).³⁶

Ordered that the "Bill for erecting and maintaining a Beacon light at the entrance of Victoria Harbour" be recommitted to a Committee of the whole.

Carried.

House then went into Committee of the whole on "Registration of Voters Bill."

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

Mr. Crease gave notice of Motion.³⁷

The House then adjourned until Tuesday 25th inst. at 3 o'clock p.m.

J. S. Helmcken
Speaker.

Tuesday, the 25th day of September, 1860

A quorum not being present the House adjourned until Wednesday 26th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker

Wednesday, the 26th day of September, 1860

Present: Mr. Speaker, The Attorney General and Messrs. Crease, Green, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read & confirmed.

House went into Committee on Bill for erecting and maintaining a light at the entrance of Victoria Harbour.

Mr. Gordon in the Chair of the Committee.

³⁶ Motion book, p. 24: "On Thursday next in 'Committee of the whole' a Bill to empower the Executive to raise the funds necessary to meet the expenditure & to authorise the building [of] a road from Victoria to Esquimalt."

³⁷ Motion book, p. 24: "For a Committee of the whole to consider the Bill proposed to be introduced for the regulation & improvement of the Harbour of Nanaimo — on 1st Reading."

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made Amendments thereto and agreed to the same.

Ordered that the Report be accepted & Bill to go to 3rd Reading.

House then went into Committee on "Currency Bill" (from Council).

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

Ordered that the Report be accepted & leave granted.

The House then adjourned until Thursday 27th inst. at 3 o'clock p. m.

Speaker.

Thursday, the 27th day of September, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Green, Waddington, Gordon, Tolmie, McDonald.

The former Minutes having been read & confirmed.

House went into Committee of the whole on "Bill to impose certain duties in respect of certain trades and occupations."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress and added that some amendments were necessary and requested that the Bill be recommitted.

Re-committed accordingly.

The House then went again into Committee on the Bill.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto & agreed to the same.

Ordered that the Report be accepted, to go to 3rd Reading.

The House then went into Committee on "Bill to authorize the raising of a Loan of £10,000."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

The House then adjourned until Friday 28th inst. at 3 o'clock p. m.

J. S. Helmcken

Speaker.

Friday, the 28th day of September, 1860

Present: Mr. Speaker, Mr. Attorney General, and Messrs. Gordon, McDonald, Waddington, Foster, Coles, Green, Crease.

The former Minutes having been read & confirmed.

Ordered that the Registration of Voters Bill be recommitted.

The Attorney General seconded.

Mr. Green gave notice of Motion to introduce Bill (See order Book page [blank]).³⁸

Mr. Gordon asked that the House go into Committee of the whole on "Bill for the construction of a Road from Victoria to Esquimalt."

Motion granted.

House then went into Committee "on Light House Bill."

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto and then agreed to the same.

Ordered that the Report be accepted and Bill to go to 3rd Reading.

House then adjourned until Monday 1st October at 3 oclock p. m.

J. S. Helmcken
Speaker.

Monday, the 1st day of October, 1860

A quorum not being present the House adjourned until Tuesday 2nd October at 3 oclock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 2nd day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Crease, Green, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read & confirmed.

The House went into Committee on Bill to authorize the raising of a loan of £10,000 on Harbour dues.

Mr. Waddington in the Chair of the Committee.

³⁸ Motion book, p. 24: "I give notice that on Monday the 1st October I will introduce a Bill to construct two (2) new Bridges in place of the present Victoria & Esquimalt Bridge."

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

House then adjourned until Wednesday 3rd inst. at 3 oclock p. m.

J. S. Helmcken
Speaker.

Wednesday, the 3rd day of October, 1860

Present: Mr. Speaker, The Atty. General, and Messrs. Foster, Crease, Coles, Green, Tolmie, McDonald, Waddington, Gordon.

The former Minutes having been read & confirmed.

Mr. Waddington presented Petition from [George] E. Nias.

3rd Reading of Light House Bill.

2nd Reading of Bill to declare the limitations of certain causes of action.

Referred to Committee of the whole.

2nd Reading of Bill to confirm certain persons in the fee simple of the real Estate which they now hold.

Mr. Green presented Bill for the improvement of the Harbour of Victoria & the removal of the present Vict. Bridge.

Mr. Waddington seconded.

To go to 2nd Reading.

Mr. Crease asked the House to go into Committee on Bill for maintaining the Harbour of Nanaimo.

Carried.

House then went into Committee on Bill for making a Road from Victoria to Esquimalt.

House resumed.

Chairman reported that the question has been considered and recommended the committal of the Bill pro forma.

Report adopted.

Mr. Foster, Mr. Cary, Mr. Gordon appointed in Committee.

House again went into Committee on question of improving Nanaimo Harbour.

House resumed.

Chairman reported having considered the question and recommended the Committal of the Bill pro forma.

Mr. Crease, Mr. Cary, Mr. Green.

Thursday, the 4th day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, Green, Gordon, McDonald, Waddington, Tolmie.

The former Minutes having been read & confirmed.

3rd Reading of "Bill for improving certain duties in respect of certain Trades & occupations."

House then went into Committee on Bill for raising a loan of £10,000 on Harbour dues.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their Consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

House then adjourned until Friday 5th inst. at 3 oclock p. .m.

Friday, the 5th day of October, 1860

A quorum not being present the House adjourned until Monday 8th inst. at 3 oClock p.m.

J. S. Helmcken
Speaker

Monday, the 8th day of October, 1860

A quorum not being present the House adjourned until Tuesday 9th inst. at 3 oclock p. m.

J. S. Helmcken
Speaker

Tuesday, the 9th day of October, 1860

A quorum not being present the House adjourned until Wednesday 10th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker

Wednesday, the 10th day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Green, Gordon, Tolmie, McDonald, Foster, Waddington.

The former Minutes having been read & confirmed.

Read 1st time "The Enclosure Bill."

2nd Reading of "Bill to facilitate the transfer of Real Estate and to provide for the Registration of Titles."

House then went into Committee on "Currency Bill."

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto & agreed to them.

Ordered that the Report be accepted & Bill to go to 3rd Reading.

Mr. Tolmie gave notice of Motion.³⁹

Mr. Waddington gave notice of Motion.⁴⁰

House then adjourned until Thursday 11th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker

Thursday, the 11th day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Waddington, McDonald, Crease, Gordon, Tolmie, Green.

The former Minutes having been read & confirmed.

Mr. Speaker read message from the Hon. Council, returning "a Bill to authorise & regulate the sale of Fermented and Spirituous Liquors" passed in Council with a Rider attached to the Third Clause of Section No. 1.

House then went into Committee of the whole on Bill for raising a loan of £10,000 on Harbour Dues.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

³⁹ Tolmie's notice of motion does not appear in the motion book. The *Colonist*, 11 October 1860, reported his motion thus: "Mr. Tolmie gave notice, that he should to-morrow introduce a motion that the conduct of the hon. member for Victoria District, Mr. Waddington, in attacking the conduct of the Speaker is deserving of severe censure; and that the House require that the Hon. member do apologize for the impropriety of his language and conduct."

⁴⁰ Omitted from motion book. *Colonist*, 11 October 1860: "Mr. Waddington gave notice of a motion that he should move to-morrow, that in case there be no quorum at ten minutes after the time of the clock fixed by the House for the meeting thereof, the Speaker shall forthwith adjourn to a future day."

The Chairman reported progress & recommended that a Committee of three be appointed to draw up a scale of fees to be charged on entering & clearing vessels, & asked leave to sit again.

Ordered that the Report be accepted & Committee appointed.
Committee: Messrs. Green, Waddington, Gordon.

House then adjourned until Friday 12th inst. at 3 oclock p. m.

J. S. Helmcken.
Speaker

Friday, the 12th day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Green, Gordon, McDonald, Waddington.

The former Minutes having been read and confirmed.

House went into Committee on "Bill for prohibiting the sale or gift of intoxicating liquors to Indians."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress that the Committee having the Bill referred to them under their consideration had made amendments thereto & agreed to the same.

Ordered to go to 3rd Reading.

House then went into Committee on "Registration of Voters Bill."

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

House then adjourned until Monday 15 inst. at 3 oclock p. m.

J. S. Helmcken
Speaker

Monday, the 15th day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Gordon, Green, Tolmie, McDonald, Waddington, Coles.

The former Minutes having been read and confirmed.

Mr. Speaker read message from the Hon. the Council transmitting an Extract from the Minutes of Council relative to "the Trade Licenses Act 1860."

Ordered to be considered.

Mr. Gordon brought up the Report from the Special Committee to propose rates of Harbour Dues.

Ordered To lie on the Table.

3rd Reading of "Currency Bill" received from Council.

3rd Reading of "Bill for prohibiting the sale or gift of intoxicating liquors to Indians."

House then went into Committee on Bill to authorise & regulate the sale of fermented & spirituous liquors, with a Rider from Council.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress & Mr. Attorney General having proposed a Resolution relating to Privilege asked leave to sit again.

Ordered that the Report be accepted and leave granted.

House then went into Committee on "Registration of Voters Bill" (recommittal).

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments therein & agreed to the same.

Ordered that the Report be accepted and to go to 3rd Reading.

The House then adjourned until Tuesday 16 inst. at 3 o'clock.

J. S. Helmcken
Speaker

Tuesday, the 16th day of October, 1860

Present: Mr. Speaker, The Atty. General, and Messrs. Foster, Coles, Crease, Waddington, Green, Gordon, Tolmie, McDonald.

The former Minutes having been read & confirmed.

Mr. Atty. General presented Petition against the removal of the Victoria Bridge.

Mr. Gordon presented Petition for the removal of the Victoria Bridge.

Mr. Carys resolution (see order Book page 25.)⁴¹ relating to the fermented & spirituous liquors Bill.

Carried unanimously.

House then went into Committee on Bill for raising a loan of £10,000 on Harbour Dues.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

⁴¹ Motion book, p. 25: "That this House is of opinion that the amendment of the Act to authorise & regulate the sale of fermented & spirituous liquors sent down by the Honorable Council virtually alters the scale of taxation in that Act fixed by this House and This House is also of opinion that the acceptance of such an amendment would be a surrender of its most important Privilege & must therefore decline to consider the same."

The Chairman reported that the Committee having the Bill referred to them under their consideration, had adopted the scale of fees & recommended that a Bill be brought in upon the subject.

Ordered That the Report be accepted & Mr. Attorney General do draw up the Bill.

House then went into Committee on "Bill to facilitate the transfer of Real Estate and to provide for the Registration of Titles."

Mr. Waddington in the Chair of the Committee.

The Chairman reported progress and asked leave to sit again.

Ordered That the Report be accepted & leave granted.

House then adjourned until Wednesday 17th inst. at 3 oclock p. m.

J. S. Helmcken
Speaker.

Wednesday, the 17th day of October, 1860

Present: Mr. Speaker, Mr. Atty. General, and Messrs. Waddington, McDonald, Tolmie, Green, Crease, Coles, Foster.

The former Minutes having been read & confirmed.

2nd Reading of Bill to incorporate The Victoria Gas Company.

2nd Reading of Bill for the improvement of the Harbour of Victoria & the removal of the present Bridge.

The House then adjourned until Thursday 18 inst. at 3 oclock.

J. S. Helmcken
Speaker

Thursday, the 18th day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, Green, Gordon, Waddington, Tolmie.

The former Minutes having been read & confirmed.

1st Reading of Bill to amend the scale of fees charged for the entrance and clearance of Vessels.

The House then went into Committee on Bill to facilitate the transfer of Real Estate & the Registration of Titles.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

House then adjourned until Friday 19th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker

Friday, the 19th day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, Green, Tolmie, McDonald, Waddington, Gordon.

The former Minutes having been read & confirmed.

The House went into Committee on "Bill to declare the limitation of certain causes of action."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress—that the Committee having the Bill referred to them under their consideration had made amendments thereto & agreed to the same.

Ordered that the Report be accepted & leave granted to go to 3rd Reading.

House then went into Committee on Bill to confirm certain persons in the fee simple of real estate which they now hold.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto & agreed to the same.

Ordered that the Report be accepted.

Bill to go to 3rd Reading.

House then adjourned until Monday at 3 o'clock p. m.

J. S. Helmcken
Speaker

Monday, the 22nd day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, McDonald, Waddington, Gordon, Green, Tolmie, Crease.

The former Minutes having been read & confirmed.

2nd Reading of "Bill to amend the scale of fees charged for the entrance and clearance of Vessels, licenses to scows boats & other craft, & dues for landing permits."

2nd Reading of Enclosure Bill.

House then went into Committee on "Bill for the improvement of the Harbour of Victoria & the removal of the present Bridge."

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

Mr. Crease brought up the "Report of General Committee of Elections on 'The Petition of James Yates & John D. Carroll against the return of George Tomline Gordon Esqr. representing the Town of Esquimalt' and are of opinion that the said Petition is a Petition which ought to be entertained against the election of George Tomline Gordon."

House then adjourned until Tuesday 23rd inst. at 3 oclock p. m.

J. S. Helmcken
Speaker

Tuesday, the 23rd day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Green, Gordon, McDonald, Waddington.

The former Minutes having been read and confirmed.

Ordered "Gas Bill" to go to Select Committee.

House then went into Committee on Bills.

Bill to amend the scale of fees charged for the entrance & clearance of Vessels &c. and Bill for raising a loan of £10,000 on Harbour Dues.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bills referred to them under their consideration had agreed to them.

House adjourned until Wednesday 24th inst. at 3 oclock p. m.

J. S. Helmcken
Speaker

Wednesday, the 24th day of October, 1860

Mr. Speaker, The Attorney General, and Messrs. Crease, Green, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read & confirmed.

3rd Reading of Bill to declare the limitation of certain causes of action.

3rd Reading of Bill to confirm certain persons in the fee simple of the Real Estate which they now hold.

3rd Reading of "Registration of Voters Bill."

House then went into Committee on "Bill for improvement of Victoria Harbour & removal of the present Bridge."

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

House then adjourned until Thursday 25th inst. at 3 o'clock.

J. S. Helmcken
Speaker.

Thursday, the 25th day of October, 1860

A quorum not being present the House adjourned until Friday 26th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Friday, the 26th day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, Waddington, Green, Gordon, Tolmie, Southgate.

The former Minutes having been read and confirmed.

Ordered that the Select Committee on the Victoria Gas Company's Bill meet on Monday 29th Oct. at 11 o'clock.

3rd Reading of Bill to amend the scale of fees charged for entrance and clearance of Vessels.

House then went into Committee on "Bill for the improvement of Victoria Harbor & removal of the present Bridge."

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto & agreed to the same.

Ordered that the Report be accepted and Bill to go to 3rd Readg.

House then adjourned until Monday 29th inst. at 3 oclock p. m.

J. S. Helmcken
Speaker.

Monday, the 29th day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Coles, Green, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read & confirmed.

Mr. Waddington asked leave for the Committee sitting on Victoria Gas Compy. Bill to adjourn until Monday next 5th Novr. to enable the promoters to complete the distribution of Shares.

Leave granted.

Read 3 time Bill for raising a Loan of £10,000 on Harbor Dues.

House then went into Committee on "Bill for incorporating the Town of Victoria."

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress & asked for leave to sit again.

Leave granted.

House then adjourned until Tuesday 30th inst. at 3 oclock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 30th day of October, 1860

A quorum not being present the House adjourned until Wednesday 31st inst. at 3 oclock p. m.

J. S. Helmcken
Speaker.

Wednesday, the 31st day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Foster, Coles, Green, Gordon, McDonald.

The former Minutes having been read and confirmed.

House went into Committee on "Bill for Incorporating the Town of Victoria."

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration, had made progress therein, & was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

House then adjourned until Thursday 1st Novr. at 3 oclock p. m.

J. S. Helmcken
Speaker

Thursday, the 1st day of November, 1860

Present: Mr. Speaker, The Attorney General, Messrs. Foster, Green, Gordon, McDonald, Waddington.

The former Minutes having been read and confirmed.

House went into Committee on "Bill to facilitate the transfer of Real Estate & to provide for the Registration of Titles."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

House then adjourned until Friday 2nd November at 3 oclock p. m.

J. S. Helmcken
Speaker.

Friday, the 2nd day of November, 1860

A quorum not being present the House adjourned until Monday 5th inst. at 3 oclock p. m.

J. S. Helmcken
Speaker.

Monday, the 5th day of November, 1860

A quorum not being present the House adjourned until Tuesday 6th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker.

Tuesday, the 6th day of November, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. McDonald, Coles, Crease, Green, Waddington, Gordon.

The former Minutes having been read & confirmed.

House went into Committee on "Bill to facilitate the transfer of Real Estate & to provide for the Registration of Titles."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

House then adjourned until Wednesday 7th inst. at 3 o'clock p. m.

J. S. Helmcken
Speaker

Wednesday, the 7th day of November, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Coles, Crease, Green, Gordon, McDonald, Waddington.

The former Minutes having been read and confirmed.

3rd Reading of Bill for the Improvement of the Harbour of Victoria & the removal of the present Bridge.

Ballot for Election Committee on Yates & Carroll v. Gordon.

Chairman—Mr. Tolmie, and Messrs. Waddington, Coles, McDonald, Green.
To meet on Monday next at 10 o'clock.

House then went into Committee on Incorporation of the Town Bill.

Mr. Crease in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them had made progress therein and was directed to ask for leave to sit again.

Report accepted leave granted.

House then adjourned until the 8th inst. at 3 oclck.

J. S. Helmcken

Thursday, the 8th day of November, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Green, Tolmie, McDonald, Waddington, Gordon.

The former Minutes having been read & confirmed.

Mr. Cooper Member for Esquimalt County asked leave to resign, he having to proceed to British Columbia and could not therefore attend to the interest of his constituency.

Resignation accepted.

House then went into Committee on Bill to facilitate the transfer of Real Estate and the Registration of Titles.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

House then adjourned until Friday 9th inst. at 3 oclock p. m.

J. S. Helmcken
Speaker.

Friday, the 9th day of November, 1860

A quorum not being present the House adjourned until Monday 12th inst. at 3 oclock p m..

J. S. Helmcken
Speaker

Monday, the 12th day of November, 1860

A quorum not being present the House adjourned until Tuesday 13th inst. at 3 oclock p m..

J. S. Helmcken
Speaker.

Tuesday, the 13th day of November, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Green, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read and confirmed.

Ordered That the Election Committee "Yates and Carrol [Carroll] v. Gordon" be postponed until Monday 19th November.

Ordered That a new writ be issued in place of James Cooper Esqr. Member for Esquimalt County who resigns.

Ordered That the Bill to facilitate the transfer of Real Estate and the Registration of Titles be re-committed.

House then went into Committee on "Bill to facilitate the transfer of Real Estate and the Registration of Titles."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered That the Report be accepted and leave granted.

House then adjourned until Friday 16th inst. at 3 oclock p. m.

J. S. Helmcken
Speaker.

Friday, the 16th day of November, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read and confirmed.

1st Reading of Roads Bill received from the Hon. Council as amended.

Ordered that this House do meet at 2 of the clock, from this date.

House then went into Committee on "Bill to facilitate the transfer of Real Estate and Registration of Titles" (re-committed).

Mr. Waddington in the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

House adjourned until Monday 19th inst. at 2 oclock p. m.

J. S. Helmcken

Monday, the 19th day of November, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Crease, Gordon, Franklin, McDonald, Waddington.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor.

With reference to your Speakers message of the 9th of August last enclosing an Address from the House of Assembly to H. R. H. the Prince of Wales, I have the honor to inform you that I have received a despatch from the Right Honorable the Governor General of Canada acknowledging receipt of the said Address & stating that he had lost no time in placing it in the hands of the Duke of Newcastle, who is in attendance upon the Prince.

(sgd.) James Douglas
Governor.

The Road Bill with Amendments from Council Passed.

Ordered that the Committee on the Victoria Gas Company Bill do adjourn until Wednesday 21st Novr.

House then went into Committee on "Bill to facilitate the transfer of Real Estate & Registration of Titles."

Mr. Waddington in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments & agreed to the same.

Ordered to go to 3rd Reading.

House then adjourned until Tuesday 20th inst. at 2 o'clock.

J. S. Helmcken
Speaker.

Tuesday, the 20th day of November, 1860

A quorum not being present House adjourned until Wednesday 21st November at 2 oclock p. m.

J. S. Helmcken
Speaker

Wednesday, the 21st day of November, 1860

A quorum not being present House adjourned until Thursday 22nd inst. at 2 oclock p. m.

J. S. Helmcken
Speaker

Thursday, the 22nd day of November, 1860

A quorum not being present House adjourned until Friday 23rd inst. at 2 oclock p. m.

J. S. Helmcken
Speaker.

Friday, the 23rd day of November, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Crease, Tolmie, McDonald, Green, Southgate, Gordon, Franklin, Waddington.
The former Minutes having been read and confirmed.

Mr. Speaker read messages from Council.

19th November 1860

Herewith are returned to your Honorable House two Acts entitled 1st An Act to cure imperfect Titles 1860 and 2nd Limitation of Foreign Actions Act 1860 which with the amendments thereto respectively attached has passed the Council this day.

21st November 1860

Herewith are returned to your Honorable House three Acts entitled: 1st The Victoria & Esquimalt Harbour Dues Act 1860; 2nd The Victoria Harbour Act 1860; 3[r]d The Minor Offences Act 1860, which, with the amendments thereto respectively attached, have passed the Council this day.

Mr. Tolmie presented Report of the Select Committee on Election Petition of Carroll & Yates v. Gordon.

Committee discharged.

On Report being read Mr. Cary objected as being a special finding.

Mr. Speaker ruled it to be a special finding.

The Attorney General gave notice of Motion on the subject.⁴²

Mr. Waddington presented Report of the Select Committee on the Victoria Gas Compy. Bill.

Mr. Franklin asked for the postponement of the 3rd Reading of Bill to facilitate the transfer of Real Estate.

House divided:

Ayes 5. Noes 3.

House then adjourned until Monday 26 inst. at 2 oclock p. m.

J. S. Helmcken

Monday, the 26th day of November, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Crease, Green, Southgate, Franklin, Tolmie, McDonald, Waddington.

The former Minutes having been read and confirmed.

Mr. Attorney General brought forward his Motion of which he had given previous notice.

Mr. Speaker said the first business of the day is whether the Report of the Select Committee on Elections Yates & Carroll v. Gordon be entered upon the records of the House.

Mr. Attorney General objected.

After a lengthy discussion the House divided:

Ayes 6. Noes 4.

Report not to be entered.

Mr. Gordon tendered his resignation as Member of the Assembly.

Mr. Cary Moved that a new Writ be issued in the place of Mr. Gordon, who had resigned his seat.

House then adjourned until Tuesday 27th inst. at 2 oclock p. m.

J. S. Helmcken
Speaker

⁴² Motion book, p. 25: "On the Petition of Carroll & Yates v. Gordon — That the Report of the Select Committee be rejected."

Tuesday, the 27th day of November, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Green, Southgate, McDonald, Waddington.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor.

The Speaker & Gentlemen

I transmit herewith for the information of the House of Assembly a Communication from the Chief Engineer of the Fire Department of Victoria offering certain suggestions for the more efficient conduct of the Department; and, entirely concurring in the expediency of those suggestions, I would submit to the House that no time should be lost in providing the ways and means for carrying them out.

(sgd.) James Douglas
Governor

The Speaker read message from the *Honorable*. Council.

Herewith is returned to your Hon. House an Act entitled "The Real Estate Tax Act 1860" to which, with the amendments thereto attached has passed the Council this day.

(sgd.) for Edward Cridge
Hon. Secy. to the Council—Joseph Porter.

23 Nov. 1860

Gentlemen

Herewith is returned to your Hon. House an Act entitled "The Voters Registration Act 1860" which has been ordered to be read in Council this day Six months. I have now the honor to transmit an Act entitled "The annual Registration of Voters Act 1860" which has been read a third time and passed in Council this day.

I have &c. &c.
for Edward Cridge
Hon. Secy. to the Council
sgd. Joseph Porter

Read 2nd time and passed the House of Assembly as amended by the Hon. Council.

An Act to cure imperfect Titles.

Limitations of Foreign Actions Act 1860.

Minor Offences Act 1860.

The Victoria and Esquimalt Harbour Dues Act 1860.

Victoria Harbour Act 1860.

House then went into Committee of the whole on Private Bill—To incorporate the Victoria Gas Company.

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

House then adjourned until Wednesday 28th inst. at 2 oclock.

J. S. Helmcken
Speaker.

Wednesday, the 28th day of November, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Coles, Crease, Green, Franklin, Waddington, Southgate.

The former Minutes having been read and confirmed.

Read 3rd time "Bill to facilitate the transfer of Real Estate and Registration of Titles."

House then went into Committee on the "Gas Bill."

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto and agreed to the same.

Ordered to be read 3rd time.

"Registration of Voters Act" received from Council.

Read 2nd time.

To be committed to the Whole.

The House then adjourned until Friday 30th at 2 oclock.

J. S. Helmcken
Speaker

Friday, the 30th day of November, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Foster, Green, Franklin, McDonald, Waddington.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor.

30th Novr. 1860

Gentlemen

I have the honor to enclose herewith, the Return to the Writ issued for the Election of a Member to serve in the present Parliament for Esquimalt and Metchosin District.

(sgd.) James Douglas
Governor.

3rd Reading of "Victoria Gas Company Bill."

2nd Reading of "Real Estate Tax Act 1860" as amended from Council.

Amendments agreed to.

House then went into Committee on "An Act to amend The Registration of Voters Act 1859."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto and agreed to the same.

The House then adjourned until Monday 3rd Decr. at 2 oclock p. m.

J. S. Helmcken
Speaker

Monday, the 3rd day of December, 1860

A quorum not being present the House adjourned until Tuesday the 4th inst. at 2 oclock p. m.

J. S. Helmcken
Speaker

Tuesday, the 4th day of December, 1860

A quorum not being present the House adjourned until Wednesday the 5th inst. at 2 oclock p. m.

J. S. Helmcken
Speaker

Wednesday, the 5th day of December, 1860

A quorum not being present House adjourned until Thursday the 6th inst. at 2 oclock p. m.

J. S. Helmcken
Speaker

Thursday, the 6th day of December, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Gordon, Green, Burnaby, Southgate, Franklin, Tolmie, Waddington, Foster.

The former Minutes having been read and confirmed.

Mr. Burnaby was sworn in and took his seat representing Esquima!t County.

Mr. Gordon was sworn in and took his seat representing Esquima!t Town.

Mr. Speaker read message from the Hon. Council.

That "The Victoria Bridge removal Act 1860" with the Amendment thereto had passed in Council.

Read 1st time.

And "An Act to confirm certain Titles to Real Property in Vancouver Island" had passed in Council.

Read 1st time.

Mr. Crease called attention of the House to a Breach of Privilege of a letter published in the Colonist newspaper signed "An Elector" reflecting on the character of an Hon. Member of this House.

Ordered that a Committee be appointed to enquire into the matter with the usual powers.

Committee: Messrs. Foster, Waddington, Cary, Crease, Burnaby.

Mr. Waddington gave notice of Motion.⁴³

3rd Reading of "Registration of Voters Act 1860," received from Council.

House then went into Committee of the whole on "Enclosure Act 1860."

Mr. Franklin in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that they were of opinion the Bill should be referred to a Select Committee.

Ordered to be referred to a Select Committee.

Committee: Messrs. Cary, Tolmie, Gordon, Foster, Franklin.

House then adjourned until Friday at 2 oclock p. m.

J. S. Helmcken
Speaker.

Friday, the 7th day of December, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Gordon, Crease, Burnaby, Green, Franklin, McDonald, Waddington, Foster.

The former Minutes having been read and confirmed.

Mr. Speaker read message from the Hon. Council.

5 Decr. 1860

Herewith is returned to your Honorable House an Act entitled "The Victoria Gas Companys Act 1860" which with the Amendments hereto attached, has been read a third time and passed in Council this day.

(sgd.) Edward Cridge
Hon. Secy.

The House then went into Committee of the whole on the Report of the Chief Engineer of the Fire Department.

Mr. Waddington in the Chair of the Committee.

⁴³ Motion book, p. 26: "I give notice that I shall move at the next meeting of the House for information respecting the reasons which have delayed the construction of the Reservoir at the junction of Yates and Government Streets."

Mr. Speaker resumed the Chair.

The Chairman reported progress.

The Committee reports to the House the desirability of passing an Act authorising His Excellency to grant a monopoly of storing gunpowder to such person or persons as he may think proper for not more than ten years charging not more than 3 dollars per ton for storage, under such inspection and with such provisions as the law officers of the Crown may advise.

The Committee also recommend that a Select Committee be named to confer with the Chief Engineer of the Fire Department in respect to the other matters contained in his Report and be authorised to report its opinion on the same and on the best means of providing for the expense.

Ordered that Mr. Southgate, Mr. Green and Mr. Waddington be a Select Committee to report upon the Chief Engineers Report.

The House then adjourned until Monday the 10th of December at 2 oclock.

J. S. Helmcken.
Speaker.

Monday, the 10th day of December, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, Burnaby, Tolmie, Green, Franklin, McDonald, Waddington, Gordon, Southgate.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor enclosing a Despatch received from His Grace the Duke of Newcastle.

His Grace the Duke of Newcastle to Governor Douglas dated Boston United States.

20th October 1860.

Sir

I have the honor to acknowledge the receipt through the Governor General of Canada, of an Address to H. R. H. the Prince of Wales from the Representative of the Colony of Vancouver Island.

His Royal Highness desires to express his great gratification at finding that in His progress through the other Possessions of the British Crown in North America, the Inhabitants of this distant Colony have partaken in the universal acclaim of loyalty to the Queen by sending Him this Address when they were unable to exhibit these sentiments by personally meeting him.

His Royal Highness will make known to Her Majesty this proof of the devotion of Her subjects in this interesting but remote Country.

I have &c. &c.
(sgd.) Newcastle

Ordered that the Committee of Privilege be discharged.

Powder Magazine Act 1860.

Read 1st time.

"Victoria Gas Company's Bill," passed with the Amendments received from the Hon. Council with two additional Amendments added.

Clause 1 That the buildings & erections necessary and proper for the manufacture of gas by the Company shall be erected & built on the lot marked 1548 on the official plan of the Town of Victoria (Cary).

[To furnish the city with gas at a rate] Not exceeding one pound five shillings [per 1,000 cubic feet].⁴⁴

"Victoria Bridge Removal Act 1860" as amended by the Hon. Council Passed.
2nd Reading of An Act to confirm certain Titles to real property in Vancouver Island.

To be committed.

House then adjourned until Wednesday 12 inst. at 2 oclock.

J. S. Helmcken
Speaker

Wednesday, the 12th day of December, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Gordon, Franklin, Tolmie, Waddington, Green, Coles.

The former Minutes having been read and confirmed.

Mr. Waddington brought up the Report of the Select Committee appointed to confer with the Chief Engineer of the Fire Department.

Ordered to lie on the Table.

2nd Reading of the Powder Magazine Act 1860.

To go to Committee of the whole.

House in Committee on Bill to confirm certain Titles to real property in Vancouver Island (Council Bill).

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had agreed to the same.

To go to 3rd Reading.

The House then adjourned until Thursday 13 inst. at 2 oclock.

J. S. Helmcken
Speaker.

Thursday, the 13th day of December, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Crease, Green, Gordon, Franklin, Tolmie, Waddington.

The former Minutes having been read and confirmed.

⁴⁴ *Colonist*, 11 December 1860.

Mr. Tolmie presented the Report of the Select Committee on the "Enclosure Act 1860."

Ordered to be taken into consideration.

Mr. Gordon presented a Petition from William Rowland.

Ordered to be taken into consideration.

3rd Reading of "An Act to confirm certain Titles to real property in Vancouver Island."

House then went into Committee on "Powder Magazine Act 1860."

Mr. Waddington in the Chair of the Committee

The Chairman reported progress that the Committee having the Bill referred to them under their consideration had made amendments thereto and agreed to the same.

The House then adjourned until Friday 14th inst. at 2 o'clock p.m.

J. S. Helmcken
Speaker.

Friday, the 14th day of December, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Burnaby, Green, Gordon, Tolmie, Waddington.

The former Minutes having been read and confirmed.

3rd Reading of Powder Magazine Act 1860.

Brought up the Report of the Committee to confer with the Chief Engineer of the Fire Department.

House then went into Committee of the whole on "Enclosure Act 1860."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made Amendments thereto and agreed to the same.

Ordered to go to 3rd Reading.

House then adjourned until Wednesday 19th inst. at 2 oclock p. m.

J. S. Helmcken
Speaker.

Wednesday, the 19th day of December, 1860

A quorum not being present the House adjourned until Thursday 20th inst. at 2 oclock p. m.

J. S. Helmcken
Speaker

Thursday, the 20th day of December, 1860

Present: Mr. Speaker, and Messrs. Foster, Burnaby, Green, Gordon, Franklin, McDonald.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor.⁴⁵

Enclosure Act 1860 read 3rd time.

Mr. Gordon presented the Report of the Select Committee on the Chief Engineers Report to His Excellency the Governor.

Ordered to lie on the Table.

House then adjourned until Monday 24th Decr. at 2 oclock.

Speaker

Monday, the 24th day of December, 1860

A quorum not being present the House adjourned until Wednesday 2nd January 1861 at 2 oclock.

Speaker

Wednesday, the 2nd day of January, 1861

A quorum not being present House adjourned until Thursday 3rd inst. at 2 oclock.

J. S. Helmcken
Speaker

⁴⁵ Douglas to House of Assembly, 19 December 1860, Vancouver Island, House of Assembly, Correspondence inward, 27 July 1860—11 March 1864, PABC, pp. 11–13, informing the House of royal assent to certain acts passed by the House between July and November 1859.

Thursday, the 3rd day of January, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Gordon, Green, Foster, Crease, Southgate, Waddington, McDonald, Burnaby.

The former Minutes having been read and confirmed.

Mr. Speaker read message from the Hon. Council.

24th Decr.

Herewith is returned to your Hon. House "A Bill to facilitate the transfer of Real Estate & to provide for the Registration of Titles" with the amendments in Council thereto attached and I have the honor to enclose a Copy of the Bill as amended, and passed in Council this day.

(sgd.) E. Cridge
Hon. Secy.

Mr. Speaker read message from H. E. the Governor.

3rd January 1861

I have the honor to transmit for the information of the House of Assembly the copy of a Proclamation, which I propose shortly to issue, reducing the upset price of Rural lands to 4/2 per acre; and also authorising the settlement, previous to purchase, of unsold Crown Lands in the Districts of Victoria, Esquimalt Metchosin, The Highlands, Sooke, Salt Spring, Sallas Island and Chemanis.

sgd. James Douglas.

Mr. Gordon asked leave to withdraw the Report of the Select Committee on the Chief Engineers Report to His Exy. the Governor relating to Hose, Cistern &c. &c.

House then adjourned until Tuesday 8th Jany. at 2 oclock.

Tuesday, the 8th day of January, 1861

A quorum not being present the House adjourned until Wednesday 9th inst. at 2.

J. S. Helmcken
Speaker

Wednesday, the 9th day of January, 1861

Present: Mr. Speaker and Messrs. Foster, Green, Gordon, Franklin, Tolmie, McDonald, Waddington.

The former Minutes having been read and confirmed.

Mr. Speaker read message from the Hon. Council.

4th January 1861

I am directed by the President of the Council to return to your Hon. House a Bill entitled "A Bill to authorise and regulate the sale of Fermented & Spirituous Liquors" and to transmit to you the accompanying Extract from the Minutes of Council of this date.

I have &c. &c.
Edward Cridge

Extract from the Minutes of Council dated 4th January 1861.

Resolved, that the Council, disclaiming as it does any wish to infringe on any privilege that the Assembly may possess is ignorant that the Assemblys privileges are other than those of the Council except the privilege conferred by a Law passed during the present Session giving the House of Assembly the power to delegate to Election and Special Committees the same power as is possessed by such Committees in the House of Commons in England. The House of Assembly and the Council alike derive their authority from the same source, vizt. The Commission and Instructions accompanying it, from the Crown to the Governor, and under that authority have both a similar privilege of freedom of speech and debate. They are two co-ordinate branches of a Legislature instituted for the welfare & good government of the Colony and such being the case, the Council conceives it has as good a right to amend any proposed Law that may be sent from the Assembly to the Council, as the Assembly has to amend any proposed Law that may be sent from the Council to the Assembly and in the fair exercise of that right, finding that the proposed Law or Bill entitled a "Bill to authorise & regulate the sale of Fermented and Spirituous Liquors" sent from the Assembly for the concurrence of the Council contain certain ambiguities which appeared to the Council as likely to mar its working, and the Council therefore in passing it, attached a Rider to the Bill explaining those ambiguities. The Council do not wish to impede the passage of the Bill, but consider that it requires amendment in that respect, & therefore return the Bill to the House of Assembly that the House may have an opportunity of amending it by denominating the fermented liquors mentioned in Clause 3, of Section 1, by names that the world recognizes, vizt. Wine, by the name of Wine; Ale, Beer or Porter, by the name of Ale, Beer, or Porter; Cider by the name of Cider; Perry by the name of Perry; and Ginger Beer by the name of Ginger Beer.

Mr. Speaker read message from the Hon. Council.

7 January 1861

Herewith is returned to your Hon. House an Act entitled "The Powder Magazine Act 1860" with the amendments in Council thereto attached & I have the honor to enclose a Copy of the Act as amended and passed in Council this day.

I have &c. &c.
Edward Cridge

Mr. Speaker read message from His Excellency the Governor forwarding a Supplemental Estimate of Moneys required to meet necessary expenditure for the year 1860-61.

Mr. Gordon brought up the Report of the Select Committee on the Chief Engineers Report to His Exy. the Governor, relating the Hose Cistern &c. &c.

To lie on the Table.

The House then adjourned until Thursday 10th inst. at 2 oclock.

J. S. Helmcken
Speaker

Thursday, the 10th day of January, 1861

A quorum not being present House adjourned until Friday 11 inst. at 2 oclock.

J. S. Helmcken
Speaker

Friday, the 11th day of January, 1861

A quorum not being present the House adjourned until Monday 14th inst. at 2 oclock.

J. S. Helmcken
Speaker.

Monday, the 14th day of January, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Green, Franklin, McDonald, Gordon.

The former Minutes having been read and confirmed.

Mr. Cary gave notice of Motion (see Order Book).⁴⁶

The "Bill to facilitate the transfer of Real Estate" with the amendments from the Hon. Council passed.

House then adjourned until Tuesday 15th inst. at 2 oclock.

J. S. Helmcken
Speaker

⁴⁶ Motion book, pp. 26-27: "The House of Assembly having taken into consideration the communication of the Hon. Council of the 4th January 1861 Resolve as follows.

"1st That the amendment proposed on the 4th day of January 1861 by the Hon. Council to a 'Bill to authorise & regulate the sale of fermented and Spirituous Liquors' would effect an alteration in the tax proposed to be levied by the said Bill.

"2nd That all supplies and aids from the Colony of V. Isld. & its dependencies for the use of Her Majesty are the sole gift of the House of Assembly of the said Colony & it is the undoubted and sole right of the said House to direct, limit, and appoint in the Bills granting such aids & supplies, the ends, purpose considerations, limitations and qualifications of such grants, which ought not to be changed or altered by the Hon. Council.

"3 That this House cannot therefore enter into the consideration of the said amendment.

"4 That this House being as unwilling as the Hon. Council to impede the passage of the said Bill requests a conference with the Hon. Council at such time and place as the Hon. Council may deem fit."

Tuesday, the 15th day of January, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Waddington, Tolmie, Franklin, Gordon, Green, Burnaby.

The former Minutes having been read & confirmed.

The House took into consideration the Hon. Council Amendment to the "Powder Magazine Act 1860" and the following amendments thereto agreed to.

The words "for reward" to be erased and instead of the word "designated" insert "approved of".

House then went into Committee on Mr. Carys Motion, regarding the amendments from the Hon. Council to a "Bill to regulate the sale of fermented and spirituous liquors."

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the following Resolution had been adopted.

The House of Assembly having taken into consideration the communication of the Hon. Council of the 4th Jany. 1861 resolve as follows.

1 That the amendment proposed on the 4th day of January 1861 by the Hon. Council to a "Bill to authorise & regulate the sale of Fermented & spirituous Liquors" would effect an alteration in the tax proposed to be levied by the said Bill.

2 That all supplies & aids from the Colony of Vancouver Island & its dependencies for the use of Her Majesty are the sole gift of the House of Assembly of the said Colony & it is the undoubted & sole right of the said House to direct, limit, and appoint in the Bills granting such aids & supplies, the ends, purposes, considerations, limitations & qualifications of such grants which ought not to be charged or altered by the Hon. Council.

3 That this House cannot therefore enter into the consideration of the said amendment.

4 That this House being as unwilling as the Hon. Council to impede the passage of the said Bill requests a conference with the Hon. Council at such time & place as the as the Hon. Council may deem fit.

House then adjourned until Wednesday 16th inst. at 2 oclock.

J. S. Helmcken
Speaker

Wednesday, the 16th day of January, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Gordon, Franklin, Tolmie, McDonald, Waddington.

The former Minutes having been read & confirmed.

Mr. Waddington motion (see order Book page 27) agreed to.⁴⁷

The House then went into Committee of "Supply" (Supplemental):

<i>Ayes</i> (4)	<i>Noes</i> (4)
Atty. General	Mr. Waddington
Mr. Burnaby	„ Franklin
„ Crease	„ Tolmie
„ Gordon.	„ McDonald.

Mr. Speaker gave his casting vote majority in favor of going into Committee one (1).

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Supplemental Estimate referred to them under their consideration had made amendment thereto and agreed to them.

Ordered that the Report be considered at next meeting.

Mr. Speaker read message from His Excy. the Governor.

Gentlemen

16th January 1861

I have the honor to inform you that the several Bills set forth in the accompanying Schedule, having duly passed the Council have received my assent on the dates thereto respectively attached.

sgd. James Douglas
Governor

House then adjourned until Thursday 17 Jany. at 2 oclock.

J. S. Helmcken
Speaker

Thursday, the 17th day of January, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Gordon, Franklin, Waddington, Tolmie.

The former Minutes having been read & confirmed.

The Report of the Committee of the whole on "Supply" Supplemental Estimate was agreed to.

That the two Salaries of Clerks for Colonial Secretary and Treasurer having already been refused during the session cannot again be entertained but the House is willing to provide for the services of two clerks to be employed generally in the public offices on Vancouver Island business as they may be required.

⁴⁷ Motion book, p. 27: "I shall move tomorrow Jany. 16th for copies of the contracts, with the dates and amounts to be paid, for grading and macadamizing Government St. from Johnson to Pandora St. and also for constructing a cistern at the junction of Yates and Government Streets."

That the proposed expenditure of £1170 be therefore reduced to £430 to be applied as follows.

2 Clerks for general Business at £250 per annum 6 months from 1st Jany. 1861	£250
Department expenses for Governor @ £70 per annum 6 months from 1st Jany. 1861	£35
Department expenses for Col. Secy. £70 per an. [for 6 months from 1st Jany. 1861]	35
Furniture for the Treasury	60
House of Assembly for sundry expenses from 1st Jany 1861	50
	<hr/> £430

Adopted unanimously.

Report of the Select Committee on the Chief Engineers Report to H. E. the Governor referred back again to the Select Committee.

Mr. Speaker read message from H. E. the Governor.

17 January 1861

Gentlemen

I have the honor to acknowledge the receipt of your Speakers letter of the 16th instant requesting copies of certain Street Contracts, and I have to inform you in reply that a requisition has been made upon the Acting Colonial Surveyor for the information required, which will be laid before the House of Assembly when the documents are completed.

(sgd.) James Douglas
Governor

House then adjourned until Friday 18th at 2 o'clock.

J. S. Helmcken
Speaker.

Friday, the 18th day of January, 1861

Present: Mr. Speaker, The Atty. General, and Messrs. Foster, Crease, Burnaby, Green, McDonald, Southgate, Franklin, Tolmie, Waddington, Gordon.

The former Minutes having been read & confirmed.

Mr. Speaker read message from the Hon. Council.

17 Jany. 1861

I am directed by the President of the Council to acknowledge the receipt of a Communication from the House of Assembly dated the 15th inst., conveying certain Resolutions of the House on the subject of the proposed amendment to the "Bill to authorise & regulate the sale of Fermented & Spirituous Liquors" & requesting a Conference with the Council on the subject.

In reply I am instructed to inform the Hon. House that the Council have appointed Friday the 18th inst. at 2 o'clock p. m. as the time at which they will meet the Members of the House of Assembly in the Council Chamber, in conference on the above named Bill.

&c. &c. &c.
sgd. Edward Cridge

Mr. Waddington brought up the Report of Select Committee relative to the Report of the Chief Engineer of the Fire Departments to His Excellency the Governor.

The Conference Committee then waited upon the Hon. Council & returned to the House.

The House went into Committee on Supply Supplemental Estimate.

Mr. Waddington in the Chair of the Committee.

The Speaker resumed the Chair.

The Chairman reported that the Committee having the Supplies referred to them under their consideration had passed the same with the following amendment.

That the sum of £430 now granted be appropriated out of the General Revenue of the Colony hitherto voted."

Ayes 6. Noes 4.

Mr. Cary brought in a Bill to apply the sum of £430 out of the General Revenue.
Read 1st time.

House then adjourned until Monday 21st inst. at 2 oclock.

J. S. Helmcken
Speaker

Monday, the 21st day of January, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Gordon, Franklin, Tolmie, McDonald, Waddington, Green.

The former Minutes having been read and confirmed.

Mr. Speaker read Message from the Hon. Council relative to the Conference between this House & Council to the Bill for the sale of "Fermented & Spirituous Liquors" with an Extract from the Minutes of Council of the 18 January 1860.

After conferring with the Members sent up by the Hon. the House of Assembly, it appearing that there is a misunderstanding of the meaning of the Resolution sent by the Council to the Hon. House on the 4th instant, the Council wish to explain that in using the word "privileges" as compared with those of the Assembly, they meant the respective privileges of each as two distinct branches of a local Legislature in their peculiar character of Council & Assembly and not that their privileges are precisely similar."

Mr. Tolmie gave notice of Motion.⁴⁸

2nd Reading of Bill of Supply for £430 to be committed to the whole.

⁴⁸ Omitted from motion book. *Colonist*, 23 January 1861: "That on Tuesday next I will ask for a Committee of the whole House to consider a petition to the Secretary of the Colonies, relative to the extinguishing of Indian Titles to surveyed and settled lands in the Colony of Vancouver's Island."

The Report of the Select Committee on the Report of the Chief Engineers of the Fire Department to His Excellency.

Adopted.

Mr. Crease read the Report of the Conference of the Hon. Council relative to the Bill for the sale of Fermented & Spirituous Liquors.

To be taken into consideration.

House then adjourned until Tuesday 22 inst. at 2 oclock.

J. S. Helmcken
Speaker.

Report of the conference held on the 18th day of January A. D. 1861 at the Council Chamber, of the Committee of the House of Assembly with the Hon. Council.

Present—The Attorney General, Mr. Crease, Messrs. McDonald, Tolmie, Burnaby, Waddington, Franklin & Southgate.

The Members of the Hon. Council present: Hon. Roderick Finlayson, Chairman, Hon. David Cameron Chief Justice, Hon. J. Work.

The Honorable Council disclaimed any intention or desire of interfering in any way whatever with the peculiar and exclusive privileges (which they fully admitted) of the House of Assembly in all matters of taxation.

And further that at the time the amendment purposed by the Council was made the Council were not aware that it would in any way affect the rate of taxation and [they thought it] would merely explain what the Hon. Council conceived to be the intention of the Bill. And engaged to communicate their final views in the matter by a message to the House of Assembly.

Tuesday, the 22nd day of January, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Green, Franklin, Tolmie, Waddington, Gordon.

The former Minutes having been read and confirmed.

Mr. Tolmies Motion to come on next meeting.

House then went into Committee of Supply £430.

Mr. Waddington in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill of Supply referred to them under their consideration had made amendment thereto and agreed to the same.

Ordered to go to 3rd Reading.

Mr. Speaker read message from His Excellency the Governor.

22 Jany. 1861

Gentlemen

With reference to my communication of the 17th inst. I have now the honor to transmit copies of the Street Contracts therein referred to.

sgd. James Douglas
Governor

House then went into Committee on consideration of the Report of the Hon. Council relative to the "Fermented and Spirituous Liquors Bill."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported the following resolutions had been adopted.

I. That this House regrets that the Minutes of Council of 18th January 1861 are not sufficiently explicit with regard to the exclusive privileges of this House in matters of taxation to justify this House in receding from its Resolution of the 15th January & that therefore the Bill be ordered to lie on the Table.

2 That the Hon. Council be requested to fix a further conference with this House on account of the ambiguous language of the Minutes of the Hon. Councils proceedings of the 18th January 1861, and for this purpose to name an hour and place convenient to the Hon. Council.

The House then adjourned until Thursday 24 inst. at 2 oclock.

J. S. Helmcken
Speaker.

Thursday, the 24th day of January, 1861

A quorum not being present the House adjourned until Friday 25th inst. at 2 o'clock.

J. S. Helmcken
Speaker.

Friday, the 25th day of January, 1861

A quorum not being present the House adjourned until Monday 28th inst. at 2 oclock.

J. S. Helmcken
Speaker.

Monday, the 28th day of January, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Crease, Green, Gordon, Tolmie, McDonald, Franklin.

The former Minutes having been read & confirmed.

Mr. Speaker read message from the Hon. Council with an Extract of the Minutes relative to the "Bill for the sale of Fermented & Spirituous Liquor."

3rd Reading of Bill of Supply for £430.

House then went into Committee on Mr. Tolmies Motion.

Mr. Franklin in the Chair.

The Chairman reported progress.

House then adjourned until Thursday at ½ past 3 oclock.

J. S. Helmcken
Speaker

Thursday, the 31st day of January, 1861

Present: Mr. Speaker, and Messrs. Green, Burnaby, Southgate, Franklin, Gordon, McDonald, Tolmie.

The former Minutes having been read and confirmed.

Consideration of the Petition to the Duke of Newcastle with respect to the extinction of the Indian Titles.

Mr. Franklin moved that Section 5 be recommitted.

Mr. Burnaby seconded.

Ordered to be recommitted at next meeting.

House then adjourned until Wednesday 6th February at 2 oClock.

J. S. Helmcken
Speaker.

Wednesday, the 6th day of February, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Coles, Southgate, Green, Gordon, Franklin, Tolmie, McDonald.

The former Minutes having been read and confirmed.

House then went into Committee on Petition to His Grace the Duke of Newcastle, with respect to the extinction of the Indian Titles.

Mr. Crease in the Chair.

Mr. Franklin moved that Clause 5 be struck out.

Carried clause 5 struck out.

At ½ past 2 o'clock, the Acting Clerk of the Council announced His Excellency the Governor, who immediately entered the House of Assembly, attended by Members of the Hon. Council.

The Speaker presented His Excellency the Governor the Petition passed in the House, to His Grace the Duke of Newcastle, relative to the extinction of Indian Titles to land. The Speaker also stated that the House had passed a Bill of Supply for the sum of £430 and that the House had not received any intimation of its having been accepted by the Hon. Council.

His Excellency the Governor then delivered the following speech.

Hon. Gentlemen of the Legislative Council and Gentlemen of the House of Assembly

In releasing you from the labors of the Session, I desire to express my satisfaction at the result of your deliberations.

It is indeed impossible to review the many important measures which you have passed this session without feeling that you applied yourselves to the performance of your arduous duties with a degree of zeal and assiduity worthy of the highest praise.

Those measures embrace almost every department of the public business. The Free Trade system, before initiated, has been confirmed, and become an essential part of our policy, you have also been careful in providing for the better administration of criminal justice, the formation of roads, the improvement of the harbour of Victoria; the Registration of Titles to real estate, and other useful measures have been passed, which will no doubt tend to promote the permanent interests of the Colony.

The interesting experiment of defraying the expenses of the Government by direct taxation so propitiously begun will I trust not disappoint the anticipation of the Legislature.

Gentlemen of the Legislative Assembly

I have to convey to you my warmest thanks for the supplies which you have granted for the services of the year, and for the execution of Public Works essential to the progress of the Colony.

I sincerely hope that the blessing of Almighty God may rest upon our labors, and render them subservient to the substantial prosperity and well being of the Colony.

Chief Justice Cameron then notified that the House stands prorogued until the 3rd day of April next.⁴⁹

⁴⁹ By successive proclamations dated 2 April, 29 April, and 9 May 1861, Governor Douglas further prorogued the House to 26 June 1861.

**SECOND HOUSE OF ASSEMBLY
SECOND SESSION**

MINUTES OF THE SECOND HOUSE OF ASSEMBLY OF VANCOUVER ISLAND—SECOND SESSION

HOUSE OF ASSEMBLY
JAMES' BAY—VICTORIA V. I.

Wednesday, the 26th day of June, 1861

Present: Mr. Speaker Helmcken, The Attorney General, and Messrs. Foster, Burnaby, McDonald, Crease, Gordon, Tolmie, Waddington, Southgate.

His Excellency the Governor, attended by Members of the Legislative Council, entered the House and addressed the Legislative bodies as follows.

Gentlemen of the Legislative Council and of the House of Assembly

Since the close of the last session of Parliament, the Colony has enjoyed uninterrupted tranquility, and though a large portion of the population have been induced to try their fortunes in the mines of British Columbia, causing by their absence a temporary stagnation of trade, there is every reason to believe from the rich and extensive discoveries of gold made in that Colony, that trade will soon revive, and the existing depression be succeeded by a season of greater prosperity.

I am happy to think that there is nothing in the internal state of the Colony to excite disquietude, and that the changes lately effected in the land laws, whereby every settler is enabled to acquire land, and to make a homestead in the Colony without expense or delay, have given very general satisfaction, and will greatly promote the early settlement of the country.

The dissensions at present existing in the United States give rise to feelings of profound anxiety and regret, and I hope, for the great interests of humanity, that those differences may be found capable of an amicable adjustment. Her Majesty's Government, while tendering their good offices for the accommodation of those difficulties, have explicitly declared their intention of maintaining a strict neutrality, and taking no part in those disputes.

I regret to inform you that the final settlement of the claims of the Hudson Bay Company against Her Majesty's Government on account of the colonization of Vancouver Island, has not been yet effected; but the question continues under the consideration of the Privy Council. I have not failed, however, to represent to Her Majesty's Government the inconvenience and delay attendant upon dealings in land in consequence of the legal estate being still in the Company, and I am assured that although the drawbacks are at present unavoidable, yet it is hoped that they will soon be at an end. I have at the same time to inform you that Her Majesty's Government will enter into no final arrangement with the Company in regard to the disposal of the ground in the vicinity of Victoria until the Government of the Colony has been consulted.

I have lately addressed Her Majesty's Government on the subject of establishing a direct Postal Service with England; and in transmitting the memorial of the inhabitants of Victoria on the same subject, I have fully explained the difficulties under which we labor, and the unfortunate position in which the Colony is now placed in regard to its communications with the Mother Country, and I trust those representations will enlist the sympathies of Her Majesty's Government, and induce them to give their favorable consideration to the subject.

I have assured Her Majesty's Government that every exertion will be made to have the Colony of Vancouver Island respectably represented at the Industrial Exhibition to be held in London, in 1862, a subject which I have no doubt will engage your early attention.

Gentlemen of the House of Assembly:

I will cause the Estimates for the year to be submitted to you. They have been framed with a due regard to economy, and to the efficiency of the public service. The formation of a Volunteer Corps, and of a party intended for the exploration of Vancouver Island, will render necessary a temporary increase of expenditure; but I am persuaded you will cheerfully vote whatever sums you may find to be requisite for objects of such vital importance as the exploration and protection of the Colony.

I have also to recommend that some pecuniary assistance should be granted in aid of the Fire Companies of this town, a body whose objects and actions are of the most laudable character, and whose heavy expenditure is almost entirely defrayed from their private resources.

I would also press strongly on your attention the vital importance of encouraging settlement by the opening and improvement of main roads into the agricultural districts.

Gentlemen of the Legislative Council and of the House of Assembly:

I have great satisfaction in informing you that I have received a communication to which is affixed the signatures of upwards of two hundred gentlemen, who have offered to form themselves into a Volunteer Corps for the purpose of protecting property, and, in case of need, to assist in defending the integrity of Her Majesty's dominions. You will, I am sure, share the satisfaction which I feel at this proof of their spirit and loyalty, and of their wise determination to adopt precautionary measures of self-defence, which are additional safeguards for the maintenance of peace. I have applied to Her Majesty's Government for a supply of rifles to arm, without expense to the Colony, any Volunteer Companies that may be formed.

At an early period a bill for the incorporation of the Town of Victoria will be laid before you for your consideration. Measures will be introduced to quiet titles derived through aliens, and to enable aliens to acquire, after a certain residence in the Colony, the privileges of British subjects; also to amend the present practice and pleadings of the civil courts and to accommodate the jury system to the ability of the Colony. A system of Bankruptcy Law will be submitted for your approval, and as great urgency exists for the passage of such a measure, I feel sure I need not recommend it to your earliest consideration.

The trial of Indian prisoners before the ordinary tribunals, being found to involve considerable expense, without any compensating certainty in the result, a less expensive system, more adapted to the ends of justice, will be prepared and submitted to you.

These and other measures will be brought under your notice as the progress of public business will permit, and I earnestly hope that your councils may be so guided as to insure the happiness and prosperity of the people of the Colony.

At the conclusion of his Speech His Excellency retired attended as before.

Mr. Burnaby moved—seconded by Mr. Crease that the Address in reply to His Excellency's speech be postponed until tomorrow the 27th inst.

Carried.

Mr. Cary gave notice of Motion, see Book p. 1.¹

Mr. Gordon gave notice of Motion, see Book p. 2.²

¹ The motion book for the remaining sessions of the Second House is missing. The *Colonist*, 27 June 1861, reported Cary's motion as follows: "That on the 27th of June he would introduce a bill to incorporate the Town of Victoria; also a bill to provide for the naturalization of aliens; a bill for preventing frauds upon creditors by secret bills of sale of personal chattels; a bill to facilitate the remedies on bills of exchange and promissory notes by the presentation of frivolous or fictitious defences to actions thereon; a bill to amend the procedure of the courts of justice in civil cases; on the 14th of July, a bill to amend the law with regard to juries."

² *Colonist*, 27 June 1861: "Mr. Gordon gave notice that on the 28th day of June he would introduce a bill to provide for and regulate the sale of wines, spirituous and malt liquors."

Rules and orders of previous Session to be continued during the present until otherwise altered.

House then adjourned until Thursday 27 June at 3 o'clk. P. M.

Speaker

Thursday, the 27th day of June, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Gordon, Tolmie, Coles, Waddington, Burnaby, Southgate, McDonald, Foster.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor.

Victoria Vancouver Island
27th June 1861

Gentlemen

I have the honour to inform you that the two acts set forth in the accompanying Schedule have received my assent.

(sgd.) James Douglas
Governor

Schedule

Land Registry Act 1860—January 18th 1861
Powder Magazine Act 1860—February 6th 1861.

Mr. Burnaby moved the following Address.

Seconded by Mr. Southgate.

May it please your Excellency

The House has received your Excellency's speech with satisfaction and in reply thereto begs to express its anxious desire to take the several measures therein referred to, together with such others as may be brought before it, under its consideration with all practicable despatch and to the utmost of its ability.

Carried.

Mr. Cary—That in lieu of the former rule "Five Members shall form a quorum."²

Seconded by Mr. Crease.

Carried by a majority of one in favor of Five.

Mr. Cary—That in the absence of the Chairman of Ways and Means, a Chairman pro. temp. may be elected in his stead.

Mr. Waddington seconded.

Carried.

Read 1st time—"Bill to incorporate the City of Victoria" and ordered to be printed.

Read 1st time—"Aliens Bill."

Read 1st time—"Bill to facilitate the remedies on Bills of exchange & promissory notes by the prevention of frivolous or fictitious defences to actions thereon."

Read 1st time—"Bill for preventing frauds upon Creditors by secret Bills of sale of personal Chattels."

² On 12 March 1860 (p. 165 above) the quorum was set at seven members.

Committee on the Address: Messrs. Burnaby, Crease, McDonald.

House adjourned until Friday 28th at 3 oclock P. M.

J. S. Helmcken
Speaker

Friday, the 28th day of June, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, Burnaby, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read and confirmed.

Mr. Foster, Mr. Burnaby & Mr. Crease gave notice of Motion.⁴

The Address to His Excellency's speech Read 1st time.

Read 1st time Bill to provide for and regulate the sale of Wines, Spirituous and Malt liquors.

House adjourned until Monday 1st July 1861 at 3 oclock P. M.

J. S. Helmcken
Speaker

Monday, the 1st day of July, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Crease, Burnaby, Waddington, Tolmie, McDonald, Gordon.

The former Minutes having been read and confirmed.

2nd Reading of the Address to His Excellency's the governor's Speech.

Mr. Foster—Motion—That a Committee of three be named to report on the necessity of revising Court fees generally in Vancouver Island with power to summon Witnesses and take evidence on the subject.

Committee: Messrs. Foster, Crease, and The Attorney General.

Two a quorum with power to summons Witnesses.

⁴ *Colonist*, 29 June 1861: "Mr. Foster gave notice of the following Bills; a Bill to authorise a commission to report what English statutes are applicable to the Colony; a Bill to authorise a public hospital; a bill to limit the period for the collection of debt; a Bill to abolish imprisonment for debt.

"Mr. Foster also gave notice of the following motions; For a Committee to report on the revision of court fees, with authority to summon witnesses &c., and a committee to report on the system of supplying information at the Land office to immigrants.

"Mr. Burnaby gave notice of a motion that the House consider the late decision of the Supreme [Court] Judge with regard to the illegality of the Road Act.

"Mr. Crease gave notice of a bill for the regulation of the legal profession; and a bill for the limitation of foreign actions."

House then went into Committee of the whole on Mr. Burnaby's Motion (see Motion Book page 3.)⁵

Mr. Crease in the Chair.

When the following Amendment was carried—read 3rd Reading in place of 2nd Reading at the commencement of the 1st Resolution.

Motion read 1st time.

House adjourned until Tuesday 2nd July at 3 oclock.

J. S. Helmcken
Speaker

Tuesday, the 2nd day of July, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, Burnaby, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read and confirmed.

Mr. Fosters Motion That a Committee be named to report on the system existing in the Land Department regarding the facilities for Emigrants to obtain land in Vancouver Island and its Dependencies and to report such improvements in the system as may be deemed advisable.

2nd Reading of Mr. Burnabys Motion.

Mr. Burnaby gave notice of Motion—on Tuesday 9 July I shall ask leave to bring in “A Bill to close cemeteries existing within the limits of Victoria Town and to provide for and regulate an Extra-Mural Cemetery in their stead.”

His Excellency the Governor will receive the Address in reply to his speech at ½ past 3 oclock on Wednesday.

The House adjourned until Wednesday at 3 oclock P. M.

J. S. Helmcken
Speaker

Wednesday, the 3rd day of July, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Southgate, McDonald, Waddington, Foster, Gordon.

The former Minutes having been read and confirmed.

The Committee named to report on the system existing in the Land Department regarding the facilities for Emigrants to obtain Land in Vancouver Island and

⁵ *Ibid.*

its dependencies and to report such improvements in the system as may be deemed advisable: Messrs. Southgate, McDonald, Foster, Waddington, Burnaby.

3 to form a quorum.

The House at $\frac{1}{2}$ past 3 waited upon His Excellency the Governor with the following Address.

May it please your Excellency

The House has received your Excellencys speech with satisfaction and in reply thereto begs to express its anxious desire to take the several measures therein referred to together with such others as may be brought before it, under its consideration with all practicable despatch and to the utmost of its ability.

2nd Reading of Liquor Bill.

House adjourned until Thursday 4 July at 3 oclock P. M.

J. S. Helmcken
Speaker

Thursday, the 4th day of July, 1861

A quorum not being present the House adjourned until 3 oclock P. M. tomorrow 5th July.

J. S. Helmcken
Speaker

Friday, the 5th day of July, 1861

Present: Mr. Speaker, the Atty. General, and Messrs. Crease, Foster, Gordon, Southgate, McDonald, Waddington, Burnaby.

The former Minutes having been read & confirmed.

Mr. Speaker read message from His Excellency the Governor.

4th July 1861

Gentlemen

I beg to submit to your House the difficulties at present existing with regard to the formation of the Road to Esquimalt in consequence of there being no funds under my control which I can appropriate to such service.

2 No sum has been voted by the House specially for the construction of the Road in question but under The Victoria Harbour Act 1860 a sum not exceeding £2000 can be so expended.

3 I have not yet received information of this Act having been sanctioned by Her Majesty in Council, and therefore unable to take any steps under it.

4 I have however no reason to suppose that the required sanction will be withheld.

5 It is highly desirable that the work of making the Esquimalt Road should not be longer delayed, else the improved communication will not be secured before the winter season.

6 I feel that these circumstances will be readily appreciated by the House; and therefore, under them, I beg the House will authorise me to make use of the sum of £2000 out of the General Revenue of the Colony not voted to any specific purpose so that I may take the necessary steps for the work of the Esquimalt Road being at once actively proceeded with. The sum of £2000 to be returned to the General Revenue out of the monies borrowed under the Victoria Harbour Act 1860.

sgd. James Douglas
Governor.

1st Reading of Bill for regulating the Legal profession.

2nd Reading of Alien Bill.

House in Committee on Liquor Bill.

Mr. Waddington in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

Mr. Burnaby gave notice of Motion.⁶

House adjourned until Monday at 3 oClock—8th July 1861.

J. S. Helmcken
Speaker.

Monday, the 8th day of July, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Crease, Tolmie, Southgate, Burnaby, Gordon, McDonald, Waddington.

The former Minutes having been read & confirmed.

Mr. Waddington brought to the notice of the House the delay in meeting.

Mr. Speaker said it was entirely his fault, had he informed His Honor the Chief Justice before, His Honor would have adjourned the Court.

Mr. McDonald gave notice of Motion, relative to the Sooke Road.

Mr. Foster Brought in Bill to abolish imprisonment for debt.

Read 1st time.

Mr. Crease asked for postponement of "Bill for limitation of Foreign Judgement."

Leave granted.

House in Committee on His Excellency's message relative to the road to Esquimalt (see 5 July Minutes).

Mr. Waddington in the Chair of the Committee.

The Speaker took the Chair.

The Chairman reported that after a long discussion, it be postponed until Thursday next.

⁶ *Colonist*, 6 July 1861: "Mr. Burnaby gave notice that on Monday next he should move for a committee to inquire as to the state of affairs with respect to the graveyard on Johnson street: Whether the graves are upon lots that have been sold to private parties; and whether any arrangements have been made by the Land Office for the removal or preservation of such graves, and if so, of what character?"

House in Committee on Liquor Bill.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress, that the Bill had passed with amendments.

House then adjourned until Tuesday the 9th July at 3 oclock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 9th day of July, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, Burnaby, Gordon, McDonald, Waddington.

The former Minutes having been read and confirmed.

2nd Reading of Liquor Bill as amended.

Mr. McDonald motion relative to the resolution passed 30th April 1860 relating to the laying out of the road to Sooke.

The Attorney General said he would give an answer.

Mr. Burnabys motion relative to Cemeteries postponed until this day week July 16th.

Ordered to lie on the table two letters from J. D. Pemberton Esqr. to Capt. Doan⁷ relative to the removal of bodies from the old grave yard to the new.

House in Committee on "Alien Bill."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto and agreed to the same.

House adjourned until Thursday 11 July 1861.

J. S. Helmcken
Speaker

Thursday, the 11th day of July, 1861

Present: Mr. Speaker, The Atty. General, and Messrs. Foster, Burnaby, Southgate, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read and confirmed.

⁷ Captain Joseph Homer Doane was a shipmaster from Nova Scotia who went to California in 1849, acquired considerable wealth, and came to Victoria as a commission merchant in 1858. He invested in real estate in the city and attained some prominence in local affairs. In 1861 his landholdings included the block bounded by Johnson, Yates, Douglas, and Broad, the northeast corner of which was the sight of Victoria's first cemetery. See Pemberton to Cary, 19 July 1861, Lands and Works Department, Vancouver Island, 1861 Correspondence, Colonial Correspondence, PABC, and obituary notice in the *Colonist*, 20 January 1883.

2nd Reading of Alien Bill as amended.

House then went into Committee on His Excy. the Governor's message relative to motion of Mr. Burnaby re Cameron.

Mr. Waddington in the Chair.

Discussion suspended, a communication from His Excellency the Governor.⁸

On Motion of Mr. McDonald the Chairman reported progress and asked for leave to sit again.

The House then adjourned until Monday 15th July at 3 oClock.

Monday, the 15th day of July, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Tolmie, Coles, McDonald, Waddington, Gordon, Franklin, Foster.

The former Minutes having been read and confirmed.

2nd Reading of Bill for regulating the Legal Profession.

2nd Reading Bill to facilitate the remedies on Bills of Exchange & promissory Notes.

2nd Reading of Bill for preventing Frauds upon Creditors by secret Bills of Sale.

House then went into Committee on the Governors message relative to the Chief Justice opinion, relating to Bills passed last Session.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the following resolution was carried.

That this House will not, at present proceed further in the matter. (Helmcken)

Mr. Foster gave notice of Motion on the 18th.

I shall bring in a Bill entitled an Act for curing Titles to British subjects, to real Estates derived through Aliens.

Also Permission to bring in A Bill entitled an Act for defining the time of commenceing Actions on Contracts and foreign judgements on the 18th inst.

House adjourned until Tuesday 16th inst. at 3 oclock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 16th day of July, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Franklin, Waddington, Foster, Gordon, Tolmie.

The former Minutes having been read and confirmed.

⁸ Douglas to the Speaker and Gentlemen of the House of Assembly, 9 July 1861, in reply to an ambiguous resolution of the Assembly passed on 3 July 1861, protesting Judge David Cameron's nullification of various acts of the legislature and suggesting that Douglas suspend Cameron from office. See *Colonist*, 12 July 1861.

Mr. Waddington gave notice of Motion.⁹

3 Reading of Liquor Bill.

Mr. Speaker read message from His Excellency the Governor.

16 July 1861

I have the honor to inform you that having received intimation that Her Majesty the Queen is prepared to confirm the Act mentioned on the other side hereof, I have this day given my assent thereto on Her Majestys behalf.

sgd. James Douglas
Governor

No. 22 Title
Victoria Harbor Act
1860

Date of Assent
16th July 1861

Read 1st time Bill for limitation of Foreign Action.

Mr. Waddington moved for a Committee to inquire into the regulations under which all public monies received at the Land Office, the Harbour Masters Office, the Supreme and Inferior Courts the Police and Post Offices & the Sheriff's Office, by the Registrar of Deeds or other public Officers, are accounted for, whether they are paid over to the Treasury or elsewhere, and if so, at what intervals.¹⁰

Committee: Messrs. Burnaby, Waddington, Franklin.

Consideration of the Cemeteries Bill be postponed.

Carried.

House in Committee.

Mr. Waddington in the Chair on His Exy. the Governors message relative to the Esquimalt Road when the following was Carried.

That His Excellency's communication of this day obviates the necessity for this House to enter into the question raised by His Excellencys communication of the 4th July 1861 in relation to the appropriation for the Esquimalt Road.

Carried.

House in Committee on Bill to facilitate the remedies on Bills of Exchange.

Mr. Waddington in the Chair.

The Chairman reported that the Committee having the Bill referred to them had made amendments & agreed to the same.

House adjourned until Wednesday next 17 inst. at 3 oclock.

Speaker

⁹ *Colonist*, 17 July 1861: "Mr. Waddington gave notice that to-morrow he would move that the House fix an early day to go into committee for the purpose of considering the best means of including immigration to this Colony.

"Also, for a committee to discuss the subject of regular steam mail communication between this port and San Francisco."

¹⁰ This paragraph was added later by the clerk as a replacement for the following: "Mr. Waddington moved for a Committee to ascertain under what regulations payments are made in the Public Offices."

Wednesday, the 17th day of July, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Franklin, Tolmie, Foster, McDonald, Waddington, Southgate.

The former Minutes having been read and confirmed.

Mr. Tolmie gave notice of Motion (2).¹¹

2nd Reading of Report of the Committee on the Esquimalt Road.

See Governors letter 4th July.¹²

2nd Reading of amendments to Bill to facilitate the Remedies of Bills of Exchange and Promissory Notes.

Mr. Waddington brought forward his motion relative to Steam communication between Victoria and San Francisco.

Mr. Cary in reply wished the Motion to be postponed until he introduced the Estimates on Tuesday next.

Agreed to, and Mr. Waddington's Motion withdrawn.

Mr. Waddington brought forward his motion relative to the means of promoting immigration to this Colony.

Mr. Cary asked the Hon. Member to postpone his motion until the introduction of the estimates.

Mr. Franklin moved that the House will resolve itself into a Committee on a future day to take into consideration the best means of promoting Immigration to this Colony.

Agreed to.

2nd Reading of Bill to Incorporate the Town of Victoria.

Mr. Speaker read message from the Hon. Council.

17 July 1861

Gentlemen

I am directed by the President of the Council to return to your Hon. House an Act entitled "The Liquor Licence Act 1861" which, as amended, has been this day read in Council a third time and passed.

I have &c.

sgd. Joseph Porter

Actg. Clk of Council

Mr. Attorney General Cary gave notice he should ask the House to go into the Estimates on Tuesday.

House adjourned until Thursday 18th at 3 o'clock.

J. S. Helmcken
Speaker

¹¹ *Colonist*, 18 July 1861: "Mr. Tolmie gave notice that on Monday next he would ask the Attorney-General whether any information had been received in answer to the petition of the House relative to the extinction of Indian titles, and supposing the petition still unanswered, what course the Government intends pursuing in a matter so pressing by requiring attention in the Chemainus and Cowichan Districts, as until the Indian is in some way compensated, there will be no settlement in these fertile districts, although large portions of each are already taken up.

"Also, that on Wednesday next he would ask the Attorney-General when the Cowichan road is to be proceeded with, and the reason for its having been so long delayed.

"Also, whether any measures are to be taken during the present session to improve the approaches from the suburbs towards the centre of the town of Victoria, referring more particularly to the approach from the North which is now in a very bad condition."

¹² Pp. 286-87 above.

Thursday, the 18th day of July, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Franklin, Tolmie, Waddington, Foster.

The former Minutes having been read and confirmed.

2 [3rd] Reading of Liquor Licenses Act as amended from Council.¹³

Mr. Waddington motion relative to a general inquiry into the management of the Jail and the employment of the Chain gang during the last three years.

Committee: Messrs. Waddington, Tolmie and Franklin.

3rd Reading of Aliens Bill.

2nd Reading of Bill for abolition of imprisonment for debt.

Postponed for one month.

1st Reading of Bill for defining the time of commencing Actions on contracts and foreign Judgements.

1st Reading of Bill for curing Titles of British Subjects derived from Aliens.

House adjourned until Friday 19th July at 3 o'clock.

Speaker

Friday, the 19th day of July, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Tolmie, McDonald, Waddington, Gordon, Franklin.

The former Minutes having been read & confirmed.

The Speaker read message from the Hon. Council.

18 July 1861

I am directed by the President of the Council to return to your Honorable House an Act entitled "The Liquor License Act 1861" which, as amended, has this day been read in Council a third time and passed.

I have &c. &c.

sgd. J. Porter

Actg. Clk. of the Council

House in Committee of the whole on Bill to regulate the Legal Profession and Bill for the prevention of frauds upon Creditors by Secret Bills of Sale.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bills referred to them under their consideration had made amendments thereto & agreed to the same viz. Bill to regulate Legal profession, Bill for prevention of fraud by secret Bills of Sale.

House then adjourned until Tuesday 23rd at 3 o'clock.

J. S. Helmcken
Speaker

¹³ The Liquor Licenses Act received second reading on 9 July 1861. See p. 288 above and *Colonist*, 19 July 1861.

Tuesday, the 23rd day of July, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Gordon, Southgate, Franklin, Tolmie, McDonald.

The former Minutes having been read & confirmed.

Mr. Crease gave notice of Motion.

On the 20th inst. I shall ask leave to introduce "A Bill to enable Aliens to hold and transmit real Estate and to cure titles held or derived through Aliens."

Mr. Cary gave notice of Motion.

Leave to introduce a Bill (on 25th inst.) for the extension of Fireman's Protection Act.

2nd Reading of amendments to Bill for the prevention of secret Bills of Sale.

Mr. Speaker read message from His Excellency the Governor, transmitting the Estimates of the expenditure for the current year accompanied by accounts of the Receipt & expenditure of Revenue for the year 1860.

On motion of Mr. Cary the House went into Committee of the whole on the Estimates.

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported That the Committee Reports having listened to the statement of the Attorney General with general satisfaction, but that any further steps respecting it must be left to the House.

House then adjourned until Wednesday 24 at 3 o'clk.

J. S. Helmcken

Wednesday, the 24th day of July, 1861

A quorum not being present the House adjourned until Thursday 25th inst. at 3 o'clock.

J. S. Helmcken
Speaker

Thursday, the 25th day of July, 1861

Present: Mr. Speaker, The Atty. General, and Messrs. Foster, Burnaby, Southgate, Gordon, Franklin, McDonald, Waddington.

The former Minutes having been read and confirmed.

The Attorney General gave notice of Motion.

Will on Monday the 29th July 1861 bring in a Bill to repeal the "Indian Liquor Act 1860."

Also A Bill to amend the Criminal procedure in cases of Indian prisoners.

Mr. Waddington introduced a letter from Mr. John Coe relative to supplying the Town of Victoria with water.

Ordered to lie on the table.

Mr. Foster presented a petition against the 3rd Reading of the Legal Bill.

3rd Reading of An Act for preventing frauds upon Creditors by Secret Bills of Sale of personal Chattels.

3rd Reading of the "Legal Bill."

1st Reading of Bill to enable Aliens to hold & transmit real estate and to cure titles held or derived through Aliens.

1st Reading of Pawnbrokers Act 1861.

Referred to a Committee of the whole.

1st Reading of an Act for the extension of Firemans Protection Act 1860.

House then went into Committee of the whole on Bill to Incorporate the Town of Victoria.

Mr. Crease in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made Amendts. thereto, and asked for leave to sit again.

House then adjourned until Friday 26th inst. at 3 oclk. P. M.

J. S. Helmcken
Speaker

Friday, the 26th day of July, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Foster, Franklin, Waddington, Gordon.

The former Minutes having been read and confirmed.

Mr. Waddington presented a Petition from the Members of the Industrial Exhibition Association of Vancouver Island.

Mr. Speaker read His Excellency's the Governors speech.

Ordered that the House do go into Committee of the whole on "Supply" be granted on Friday 2 August.

2nd Reading of Bill "Limitations of Foreign Actions Amendment Act 1861."

Referred to a Select Committee.

2nd Reading of Bill for defining the time of commencing Actions on Contracts & Foreign Judgements.

Referred to a Select Committee.

Committee on both Bills: The Attorney General and Messrs. Crease, Franklin.

The House then went into Committee of the whole pro forma on Bill to regulate the business of Pawnbrokers.

Mr. Crease in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported "The Committee report that Pawnbrokers shall be licensed, but that that portion of the Bill which specifies the amount of the license be omitted from this Bill."

House in Committee on Bill to incorporate the Town of Victoria.

Mr. Crease in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

Leave granted.

House adjourned until Thursday 1st August 1861 at 3 oclock P. M.

J. S. Helmcken
Speaker

Thursday, the 1st day of August, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Southgate, Burnaby, Franklin, McDonald, Waddington, Crease, Foster.

The former Minutes having been read and confirmed.

Read 1st time "Indian Criminals Act 1861."

Mr. Cary.

Read 1st time Indian Liquor Act 1861.

Mr. Cary.

House in Committee of the whole on "Bill to Incorporate the town of Victoria."

Mr. Crease in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress that the Committee having the Bill referred to them under their consideration had made amendments thereto and asked for leave to sit again.

Leave granted.

House then adjourned until Friday 2nd August at 3 oclock P. M.

J. S. Helmcken
Speaker

Friday, the 2nd day of August, 1861

A quorum not being present the House adjourned until Monday 5th inst. at 3 oclock.

J. S. Helmcken
Speaker.

Monday, the 5th day of August, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Franklin, Tolmie, Waddington, Burnaby.

The former Minutes having been read & confirmed.

Mr. Tolmie gave notice of Motion.

1st That the internal improvement of the Colony is of primary importance.

2nd That the utmost necessity exists for the improvement of existing, and the opening of new Roads into the Agricultural Districts.

3 That the proceeds arising from Instalments due upon land if not claimed by the Imperial authorities should after payment of the Civil List, be applied to the opening and improvement of roads into & within the rural districts such a disposition of those moneys being in accordance with the terms upon which those lands were purchased.

4 That placing the amount to be received from instalments upon land, to the general service of the year, not only does away with but is contrary to the terms of purchase, but moreover renders taxation unequal the greater burden falling upon the Agriculturists.

5 Road wanted to Alberni via Esquimalt, Cowichan, and Nanaimo.

House then in Committee of the whole on Bill to incorporate the town of Victoria.

Mr. Crease in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration, had made amendts. thereto and agreed to the same.

House adjourned until Tues. 6th August at 3 oclock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 6th day of August, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Burnaby, Gordon, Franklin, Tolmie, McDonald, Waddington, Crease.

The former Minutes having been read & confirmed.

House in Committee of the whole That a supply be granted.

Mr. Waddington in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee had agreed That a supply be granted for the use of Her Majesty Her Heirs and Successors and also the following Resolution.

That the proceeds arising from the sales of Crown Lands should be applied towards the colonization and improvement of the Island such having been the original intention of Her Majesty's Government in relation thereto and the policy as carried out in other British Colonies.

Mr. Burnaby gave notice of Motion.

A return of all sums voted for the Public service last year with a statement of the amounts actually expended under the several heads voted.

House adjourned until Wednesday 7th inst. at 3 oclock.

Speaker.

Wednesday, the 7th day of August, 1861

A quorum not being present the House adjourned until Thursday 8th inst. at 3 oclock.

Speaker.

Thursday, the 8th day of August, 1861

A quorum not being present the House adjourned until Friday the 9th inst. at 3 oclock.

Speaker.

Friday, the 9th day of August, 1861

Present: Mr. Speaker [and Messrs. Burnaby, Foster, Cary, Gordon, Franklin, McDonald, Waddington, Crease, Southgate.]¹⁴

The former Minutes having been read and confirmed.

Mr. Burnabys resolution Carried.

Mr. Franklins resolution read 2nd time.

House in Committee of the whole on Incorporation Bill.

Mr. Crease in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

Leave granted.

House adjourned until Monday 12 August at 3 oclock.

J. S. Helmcken
Speaker.

¹⁴ Except for the Speaker, the members present were omitted by the clerk but reported by the *Colonist*, 10 August 1861.

Monday, the 12th day of August, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, McDonald, Waddington, Franklin.

The former Minutes having been read and confirmed.

Mr. Speaker presented a Petition in favor of "Limitation of Foreign Actions Bill."
Ordered to lie on the Table.

2nd Reading of Pawnbrokers Bill.

2nd Reading of Firemans Protection Act.

House adjourned until Tuesday 13th inst. at 3 oclock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 13th day of August, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Southgate, Waddington, Gordon, Franklin, Tolmie, McDonald, Foster.

The former Minutes having been read and confirmed.

House went into Committee of "Supply."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the "Supply" under their consideration "Estimate No. 1" "the following resolution preceeds Estimate No. 1—" "That the Civil List contained in Estimate No. 1 be payable from the time when the Crown Lands and the entire revenue of the Colony, including the instalments due on Land are placed under the control of the Legislature of this Colony.

Ayes: 8. Noes: 1.

Carried.

That the Surveyor Generals salary be £400 instead of £500.

Carried.

At the end of Estimate No. 1 The following Resolution "The Colonial Secretary to receive £250 per annum; or half salary, so long as he may discharge the duties of Colonial Secretary for British Columbia."

Carried.

*In Estimate No. 2—No. 1 Supreme Court £550—*The following Resolution "Registrar (no Salary) the duties to be discharged by the Registrar General of Real Estate."

Ayes: 6. Noes: 3.

Carried.

Mr. Foster gave notice of Motion.¹⁵

House adjourned until Wednesday 14th inst. at 3 oclock.

J. S. Helmcken
Speaker

Wednesday, the 14th day of August, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Southgate, Burnaby, Franklin, Tolmie, McDonald, Waddington.

The former Minutes having been read & confirmed.

Mr. McDonald presented a Petition against the Indian Liquor Bill.

Ordered to lie on the table.

Ordered—"A complete Statement of all lands sold in Vancouver Island & its dependencies up to the present time with the prices paid for same per acre and the names of purchasers."

2nd Reading of "Indian Liquor Act 1861."

Ordered to be sent to a Select Committee of three (3) with power to call for evidence.

Mr. Foster asked that the Committee for revising court Fees be enlarged.

Ordered Messrs. Burnaby and Southgate be on the Committee.

House then adjourned until Thursday 15th inst. at 3 oclock.

J. S. Helmcken
Speaker

Thursday, the 15th day of August, 1861

A quorum not being present the House adjourned until Friday 16th August at 3 oclock.

J. S. Helmcken
Speaker

Friday, the 16th day of August, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Southgate, Franklin, Tolmie, Waddington, Foster.

The former Minutes having been read & confirmed.

¹⁵ *Colonist*, 14 August 1861: "Mr. Foster gave notice of a motion that the House be furnished with a complete statement of all lands sold in Vancouver Island and its dependencies, up to the present time, with the prices paid for the same per acre, and the names of the purchasers."

Mr. Speaker read message from His Excellency the Governor relative to the question of "Supply."

2 Reading of Indian Criminal Act.

House in Committee on Incorporation Bill.

Mr. Tolmie in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress & asked leave to sit again.

House adjourned until Monday 19th inst. at 3 oCk.

Speaker.

Monday, the 19th day of August, 1861

A quorum not being present the House adjourned until Tuesday 20th inst. at 3 oclock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 20th day of August, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Burnaby, Tolmie, Gordon, Franklin, McDonald, Waddington.

The former Minutes having been read & confirmed.

House went into Committee of "Supply."

Mr. Waddington in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the "Supply" under their consideration had made progress & asked leave to sit again.

Leave granted.

Mr. Foster presented the "Report of the Committee" to report on the existing system in the Land Department regarding the facilities for Emigrants to obtain land in Vancouver Island & its dependencies.

Mr. Cary gave notice of introduction of a "Bill to authorise the expenditure of the unexpended moneys raised by the Victoria $\frac{5}{8}$ of one per cent tax" on Monday next.

House adjourned until Wednesday 21st inst. at 3 oclock.

J. S. Helmcken
Speaker.

Wednesday, the 21st day of August, 1861

Present: Mr. Speaker, The Atty. General, and Messrs. Foster, Crease, Burnaby, Gordon, Franklin, McDonald, Waddington.

The former Minutes having been read and confirmed.

On motion of Mr. Waddington "the Report of the Committee on the system existing in the Land Department regarding the facilities for Emigrants to obtain Land in Vancouver Island and its dependencies" was read.

House in Committee of the whole on "Bill to extend the provisions of the Fireman's Protection Act 1860."

Mr. Waddington in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto and agreed to them.

House in Committee of the whole on "Bill to regulate the business of Pawnbrokers."

Mr. Franklin in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

1st Reading of Amendments to the Firemans Protection Act 1860.

House adjourned until Thursday 22nd Augt. 1861 at 3 oclock P. M.

J. S. Helmcken
Speaker

Thursday, the 22nd day of August, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Southgate, Gordon, Franklin, McDonald, Waddington.

The former Minutes having been read and confirmed.

House went into Committee of "Supply."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the "Supply" under their consideration had made progress and asked leave to sit again.

Leave granted.

House adjourned until Friday 23rd August at 3 oclock P. M.

J. S. Helmcken
Speaker

Friday, the 23rd day of August, 1861

Present: Mr. Speaker and Messrs. Waddington, Cary, Franklin, Burnaby, Crease, Foster, Tolmie.

The Amendments to the Bill to extend and amend the Fireman's protection Act 1861 brought up for 2nd reading.

Mr. Franklin moved That the Bill be recommitted.

After discussion, Motion by leave withdrawn and 2nd reading of Amendments agreed to, and Bill ordered to be read a third time presently.

2nd reading of "Bill for curing Titles derived through Aliens to real Estate." (Foster)

Agreed to.

Ordered to be Committed.

2nd reading of Bill to enable Aliens to hold and transmit Real Estate, and to cure Titles held by and derived through Aliens.

Agreed to and ordered to be committed along with the preceeding Bill accompanied with the following Instructions, moved by Mr. Cary & Seconded by Mr. Waddington viz.

That the Committee be at liberty to *divide* the Act entitled "A Bill to enable Aliens to hold and transmit Real Estate and to cure Titles held by and derived through Aliens."

That the Committee be also at liberty to consolidate such portions of "An Act for curing Titles of British subjects to Real Estate derived through Aliens," with the Act last aforesaid as the Committee may think desirable.

Agreed to.

The House then went into Committee of the Whole.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

Chairman reported Having had the Pawnbrokers Bill under consideration, had made progress therein, and now asked leave to sit again.

Leave granted.

3rd Reading of Bill to amend and extend the provisions of Fireman's Protection Act 1860.

Ordered to be read 3rd time.

Agreed to and the Bill then passed.

Mr. Waddington gave Notice of his intention to introduce on Wednesday next a Bill to erect a Lighthouse at the entrance of Victoria harbour.

The House then adjourned until Monday August 26th 1861.

J. S. Helmcken

Monday, the 26th day of August, 1861

A quorum not being present the House adjourned until Tuesday 27th at 3 oclock.

J. S. Helmcken
Speaker

Tuesday, the 27th day of August, 1861

The former Minutes having been read & confirmed.

Mr. Cary presented a Bill to authorise the making of a road from Douglas Street to the North Road.

Read 1st time.

House in Committee of the whole on Supply.

Mr. Waddington in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

Mr. Franklin gave notice of Motion.¹⁶

House adjourned until Wednesday 28th inst. at 3 o'clock.

J. S. Helmcken
Speaker

Wednesday, the 28th day of August, 1861

A quorum not being present the House adjourned until Thursday 29th August at 3 o'clock P. M.

J. S. Helmcken
Speaker

Thursday, the 29th day of August, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Franklin, Burnaby, Gordon, Southgate, Crease, Waddington, McDonald, Tolmie, Foster.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor.

28th August 1861

Gentlemen

I have the honor of transmitting herewith the following Return requested by the House in your Speakers communication of the 8th August.

(sgd.) James Douglas
Governor

"A Return of all sums voted for the Public Service for the year ending December 31st 1860, with a statement of the amounts actually expended under the several Heads voted."

¹⁶ *Colonist*, 28 August 1861: "Mr. Franklin gave notice that he would move that His Excellency be informed that the House considered it very desirable that another public school should be established in Victoria Town."

House in Committee of "Supply."

Mr. Waddington in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

Leave granted.

Mr. Foster asked leave of absence on Private affairs.

House adjourned until Friday 30th inst. at 3 o'clock.

J. S. Helmcken
Speaker

Friday, the 30th day of August, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Franklin, Burnaby, McDonald, Waddington, Foster.

The former Minutes having been read & confirmed.

2nd Reading of Bill to authorise the making of a Road from Douglas Street to the North Road.

Mr. Waddington moved the House do go into Committee of the whole to consider Lighthouse Bill.

Agreed to.

House then went into Committee on Lighthouse Bill and Bill for curing Titles of British subjects derived from Aliens and Aliens Real Estate Act and An Act to regulate the business of Pawnbrokers.

Mr. Waddington in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported Having had "Lighthouse Bill" under consideration had made progress therein, and asked leave to sit again.

Reported Pawnbrokers Bill complete with Amendments.

Also that the Committee had had under consideration the Two Bills "Bill for curing titles of British subjects derived from Aliens" and "Aliens Real Estate Act" with the instructions of the House thereto attached and having considered the matter had decided upon the necessity of amalgamating the matters contained in those two Bills into two separate ones—one enabling foreigners to hold and dispose of lands acquired previous to the passage of the Act. The second to give similar privileges to foreigners for the future and have now to report them complete.

Mr. Cary introduced a Bill to amend the procedure in Civil Cases.

Read 1st time.

House adjd. until Monday 2 Sept. at 3 o'clock.

J. S. Helmcken
Speaker

Monday, the 2nd day of September, 1861

A quorum not being present the House adjd. until Tuesday 3rd at 3.

J. S. Helmcken
Speaker

Tuesday, the 3rd day of September, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Southgate, Gordon, Franklin, Crease, Tolmie, McDonald, Waddington, Burnaby.

The former Minutes having been read and confirmed.

The House went into Committee of "Supply."

Mr. Waddington in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

Mr. Crease gave notice of Motion.¹⁷

Mr. Franklin gave notice of Motion.¹⁸

House adjourned until Wednesday the 4th of September at 3 oclck.

J. S. Helmcken
Speaker

Wednesday, the 4th day of September, 1861

A quorum not being present the House adjourned until Thursday 5 Sept. at 3 o'clock.

J. S. Helmcken
Speaker.

Thursday, the 5th day of September, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Franklin, Crease, Gordon, Tolmie, McDonald, Waddington, Southgate.

The former Minutes having been read & confirmed.

The House went into Committee of "Supply."

Mr. Waddington in the Chair.

¹⁷ *Colonist*, 4 September 1861: "Mr. Crease gave notice of a motion to request His Excellency to furnish a report of the survey of the Cowichan Road."

¹⁸ *Colonist*, 4 September 1861: "Mr. Franklin moved that the balance of £200 not yet appropriated be added to the School Fund."

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

House adjourned until Friday 6th September at 3 ock. P. M.

J. S. Helmcken
Speaker

Friday, the 6th day of September, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Franklin, Tolmie, Waddington, Crease.

The former Minutes having been read & confirmed.

3rd Reading of "An Act for the confirmation of Titles of Aliens to Real Estate." 1861."

3rd Reading of "An Act to enable Aliens to Hold and transmit real estate."

2nd Reading of Amendments to the "Pawnbrokers Bill."

House in Committee on "Bill to authorise the continuation of certain Streets in Victoria Vancouver Island."

Mr. Waddington in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported the Committee having the Bill referred to them under consideration had made amendments thereto and agreed to the same.

House adjourned until Monday 9th Septr. at 3 oclk.

J. S. Helmcken
Speaker.

Monday, the 9th day of September, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Tolmie, McDonald, Waddington, Crease, Franklin.

The former Minutes having been read and confirmed.

1st Reading of "Bankruptcy Bill."

Ordered to be printed.

3rd Reading of "Douglas Street Road Bill."

2nd Reading of Amendments to Pawnbrokers Bill.

2nd Reading of Report of Committee of Supply.

Estimate No. 1 agreed to.

Estimate No. 2 agreed to excepting the item of Registrar of Supreme Court salary be recommitted—Mr. McDonald.

Estimate No. 3 agreed to.

Mr. Cary moved the recommittal of "Auditing Public accounts."

Carried.

Mr. Franklin moved that the amount for *Education* be recommitted.

Carried.

Estimate No. 4 agreed to excepting the sum of Exploration of Vancouver Island to be recommitted. Carried.¹⁹

Grant for Industrial Exhibition be recommitted (to know who to be paid to). Carried.

House went into Committee on Incorporation Bill.

Mr. Crease in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

House adjourned until Tuesday 10th Septr. at 3 oclock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 10th day of September, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Franklin, McDonald, Gordon.

The former Minutes having been read & confirmed.

Mr. Speaker read message from His Excellency the Governor.

10 Septr. 1861

Gentlemen

I have the honor to inform you that the Act mentioned on the other side hereof has received my assent.

(sgd.) James Douglas
Governor

No.	Title	Assent
No. 24	Firemans Protection Act 1861	10th Septr. 1861.

House adjourned until Wednesday 11th inst. at 3 oclock.

J. S. Helmcken
Speaker

Wednesday, the 11th day of September, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Waddington, Franklin, Burnaby, Tolmie.

The former Minutes having been read & confirmed.

House went into Committee on "Bill to incorporate the Town of Victoria."

¹⁹ This paragraph has been crossed out in pencil in the original. See also *Colonist*, 10 September 1861.

Mr. Crease in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Agreed to.

Mr. Burnaby gave notice of Motion.²⁰

House adjourned until Thursday the 12th day of Septr. at 3 oclk. P. M.

J. S. Helmcken
Speaker

Thursday, the 12th day of September, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Coles, Crease, Burnaby, Gordon, Franklin, McDonald, Waddington, Tolmie.

The former Minutes having been read & confirmed.

Mr. Franklin presented Petition from Property holders in Broad Street Victoria, praying that the grading of Broad Street may be completed before the Winter Season.

Ordered to lie on the Table for future Action.

House in Committee of the Whole on "Supply."

Mr. Waddington in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress & asked for leave to sit again.

Leave granted.

House adjourned until Friday 13th inst. at 3 ock. P. M.

J. S. Helmcken
Speaker

Friday, the 13th day of September, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Coles, Crease, Tolmie, Waddington, Franklin, Burnaby.

The former Minutes having been read and confirmed.

²⁰ *Colonist*, 12 September 1861: "Mr. Burnaby gave notice of the following motions:

"Resolved, That this House consider that a system of colonial accounts should be forthwith commenced and maintained for the future, showing in detail the expenditure actually incurred under the several heads voted, and that such accounts, verified by a public auditor should be presented to this House as soon after the termination of the financial year as possible.

"Resolved, That inasmuch as serious difficulties arise from the practice of bringing forward the Estimates for the year so late in the session, this House deems it important to impress upon the Government the necessity that exists for the consideration of the annual Estimates immediately after the commencement of the financial year."

3rd Reading of "Pawnbrokers Bill."

House in Committee on "Incorporation Bill."

Mr. Crease in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

House adjourned until Monday 16th September at 3 oclock P. M.

J. S. Helmcken
Speaker.

Monday, the 16th day of September, 1861

A quorum not being present House adjourned until Tuesday 17th inst. at 3 oclck.
P. M.

J. S. Helmcken
Speaker.

Tuesday, the 17th day of September, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Gordon,
Franklin, McDonald, Waddington, Crease, Tolmie, Southgate.

The former Minutes having been read & confirmed.

Mr. Speaker read message from His Excellency the Governor.

17th Septr. 1861

I have the honor to acquaint you with reference to the appropriation of the House of Assembly of £2000 under the "Victoria Harbor Act 1860" towards the improvement of the communication from Victoria to Esquimalt that to complete the work of providing a practicable & good road between those places, a further sum of £600 is required. I therefore submit an Estimate to provide the same for the consideration of the House and I trust the House will think fit to pass the item into the general Estimates for the present year, in order that a thoroughly good communication between Victoria & Esquimalt may be established before the winter sets in.

sgd. James Douglas
Governor.

Estimate 1861

Additional

Improvement of communication between Victoria & Esquimalt	£600.0.0
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James Douglas
Governor.

Referred to Committee of "Supply."

House in Committee of Supply.

Mr. Waddington in the Chair.

The Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.
Leave granted.

The "Alien Act 1861" received from the Hon. Council (with Amendments).
Read 1st time.

Mr. Burnaby Motion "A statement of the mode in which the £2000 already voted for constructing the Esquimalt Road has been expended—under whose authority & supervision & the estimated liability actually incurred on the works in question.

Agreed to.

Mr. Cary move that this House goes into Committee of Ways and Means.
House then adjourned until Wednesday 18th inst. at 3 ock. P. M.

J. S. Helmcken
Speaker.

Wednesday, the 18th day of September, 1861

A quorum not being present the House adjourned until Thursday 19th inst. at 3 o'clock P. M.

J. S. Helmcken
Speaker.

Thursday, the 19th day of September, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Gordon, Franklin, Tolmie, McDonald, Crease.

The former Minutes having been read and confirmed.

Mr. Tolmie gave notice of Motion.

On Monday 23rd Septr. I will ask for a special Committee to prepare a Memorial to the Home Government on the present condition of Vancouver Island Colony.

Mr. Speaker informed the House that the Chairman of Ways & Means had obtained leave of absence for a few days, but in order that the public business might not be impeded, he begged that another Chairman might be selected pro tem.

The first thing the Committee of Supply would have to do would be to elect a Chairman pro tem if it thought proper.

The House then went into Committee of "Supply."

Mr. Speaker resumed the Chair.

The Chairman (Mr. Franklin who had been elected pro tem in the room of Mr. Waddington) reported that the Committee had had under consideration the message of the Governor relative to the grant of a further sum of £600

towards completing the Road to Esquimalt Town. The Committee had agreed to grant the sum of £600 and was of opinion that the same should be inserted in the General Estimates according to the wish of His Excellency the Governor.

Report of Committee of Supply brought up.

Amendments proposed therein agreed to and Estimates Nos. 1, 2, 3 & 4 finally agreed to.

The following Resolutions reported from Committee of Supply also agreed to, vizt.

1 That this House considers that a system of Colonial accounts should be commenced forthwith (embracing the whole of the financial year 1861) or maintained for the future shewing in detail, the expenditure actually incurred under the several heads voted and that such accounts certified to have been duly audited should be presented to this House as soon after the termination of the Financial year as possible.

2 That inasmuch as serious difficulties have arisen from the practice of bringing forward the annual Estimates so late in the year, this House deems it important to impress upon the Government the necessity that exists for the consideration of the annual Estimates immediately after the commencement of the financial year.

The House ordered that Bills of Supply be brought in.

House adjourned until Friday 20th at 3 o'clock P. M.

J. S. Helmcken
Speaker

Friday, the 20th day of September, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Franklin, Tolmie, McDonald.

The former Minutes having been read and confirmed.

Mr. Tolmie asked for a General Committee in place of a Special Committee "to prepare a Memorial to the Home Government on the present condition of Vancouver Island Colony" for Wednesday next 25th inst.

Mr. Tolmie gave notice of Motion.

On Monday next I will ask that the subjoined resolution be considered in Committee of Supply on the following day.

That an Address be presented to His Excellency the Governor praying that a sum of money be granted for the re-erection of the bridges on the Metchosin road, and also to remedy the dangerous condition of the approaches to the bridges across Rowe's stream [Millstream].

Mr. Speaker gave notice he would on Tuesday next bring the subject of accounts before the House—showing the disbursement of the money voted for the use of the House.

2nd Reading of "Bill to amend the Procedure in Civil Cases."

House in Committee of the whole on "Indian Criminal Bill."

Mr. Crease in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendts. thereto and agreed to the same.

Mr. Speaker read message from the Hon. Council.

19th Sept. 1861

Mr. Speaker & Gentlemen

Herewith is returned to your Honorable House an Act entitled "An Act to authorise the continuation of certain Streets in Victoria Vancouver Island" which with the amendment thereto attached, has passed the Council this day.

I have &c.
sgd. Joseph Porter
Actg. Clerk of the Council

House adjourned until Monday 23rd September 1861 at 3 oclock P. M.

J. S. Helmcken
Speaker.

Monday, the 23rd day of September, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Franklin, Tolmie.
The former Minutes having been read & confirmed.

Mr. Tolmies' Motion referred to the Committee of Supply.

2nd Reading of Amendments to Indian Criminal Bill from Council.

House then went into Committee on "Bill to amend the procedure in Civil Cases."

Mr. Crease in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress, with amendment and agreed to the same.

Ordered to go to 3rd Reading.

House in Committee on Incorporation of the Town.

Mr. Crease in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Mr. Franklin gave notice of Motion.²¹

House adjourned until Wednesday 24 Septr. 1861 at 3 oclock P. M.

J. S. Helmcken
Speaker

²¹ *Colonist*, 24 September 1861: "Mr. Franklin gave notice that he would move tomorrow that an address be presented to His Excellency the Governor asking that some measure be introduced into this House for the purpose of providing for the further improvement of streets in the town of Victoria, and more particularly such as connect with the Springs and the Cadboro Bay and Cedar Hill roads."

Tuesday, the 24th day of September, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Southgate, Franklin, Tolmie, McDonald, Gordon, Crease.

The former Minutes having been read and confirmed.

Mr. Speaker read Amendment from the Hon. Council to "An Act to authorise the continuation of certain Streets in Victoria Vancouver Island."

Ordered to be considered in Committee of "Supply."

House in Committee of "Supply."

Mr. Franklin in the Chair.

The Council amendment to "An Act to authorise the continuation of certain Streets in Victoria Vancouver Island" Agreed to.

Mr. Cary proposed the sum of £530 for the Harbour Masters Office.

Mr. Southgate seconded.

Carried.

Mr. Tolmies Motion see page 57.²²

Carried.

Mr. Speaker resumed the Chair.

The Chairman reported progress that the Committee having the Supply referred to them under their consideration had agreed to the sum of "£530 for the Harbor Masters office."

The House adjourned until Wednesday 25th September at 3 oclock P. M.

J. S. Helmcken

Wednesday, the 25th day of September, 1861

A quorum not being present the House adjourned until Thursday 26th inst. at 3 oclock P. M.

J. S. Helmcken
Speaker.

Thursday, the 26th day of September, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Southgate, Franklin, Tolmie.

The former Minutes having been read & confirmed.

²² I.e., "That an Address be presented to His Excellency the Governor praying that a sum of money be granted for the re-erection of the bridges on the Metchosin road, and also to remedy the dangerous condition of the approaches to the bridges across Rowe's stream," p. 311 above.

3rd Reading of "Indian Criminal Bill."

3rd Reading of "Bill to amend the procedure in Civil Cases."

Mr. Southgate gave notice of Motion.

Move that the Governor be addressed to cause a separate Cell to be erected for the reception of men committed from H. M. Ships at this part of the Pacific Station.

House went into Committee of Ways and Means.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

House adjourned until Friday 27th Septr. at 3 oclock P. M.

J. S. Helmcken
Speaker.

Friday, the 27th day of September, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Gordon, Franklin, Tolmie.

The former Minutes having been read and confirmed.

Ordered that the amendments to the Trade Licenses Act be recommitted.

Alien Act 1861—Amendments from the Honorable. Council.

Clause 1 at line 6 strike out the word "two" and insert "three" in lieu thereof.

Not agreed to.

Clause 1 at line 19 strike out the word "provided" and insert the word "enacted" in lieu thereof.

Not agreed to.

To Clause 1 add the words "Provided that nothing herein contained shall confer upon any such Alien the right to be nominated or elected a Member to either branch of the Legislature."

Agreed to.

In the oath in Clause II at line 4 strike out the word "two" and insert "three" in lieu thereof.

Not agreed to.

Clause 4 stricken out, & the following inserted in lieu thereof.

Agreed to.

Clause 4 "The said Alien after receiving such Certificate may apply to the Registrar of the Supreme Court of Civil Justice for naturalization and it shall be the duty of the said Registrar thereupon to publish the said application by posting a notice for one month on the walls of his office describing the name, occupation & residence of the applicant as specified in the Certificate given by the Justice of the Peace and if during that time no valid objection shall be made to the naturalization of such Alien, the Chief Justice shall in open Court,

administer to the said applicant the oath of Allegiance in the Schedule hereunto annexed or, in the case of Quakers, Moravians, Separatists and others who shall declare that they have a conscientious objection to the taking of an Oath, may take their affirmation to the same effect, and on taking or affirming and subscribing the said oath or affirmation of allegiance such Alien shall thereupon be and be deemed to be entitled to all the privileges of British born subjects save and except as is hereinbefore provided."

In Clause 5 at line 18 of the certificate of Naturalization, after the word "subject" add the words "conferred by this Act."

Agreed to.

Clause 8 Expunged.

Agreed to.

Clause 9 Expunged.

Not agreed to as being essential to the Bill.

Mr. Tolmie brought forward his Motion see page 57²³ "relative to preparing a Memorial to the Home Government on the present condition of Vancouver Island Colony."

Ordered to be considered in Committee of the whole on Monday 7th October.

House in Committee of the whole on Incorporation Bill.

Mr. Crease in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported Progress and asked for leave to sit again.

Leave granted.

House adjourned until Monday 30th inst. at 3 oclk.

J. S. Helmcken
Speaker

Monday, the 30th day of September, 1861

A quorum not being present the House adjourned until Tuesday 1st October at 3 o'clock P. M.

J. S. Helmcken
Speaker

Tuesday, the 1st day of October, 1861

Present: Mr. Speaker, Attorney General, and Messrs. Crease, Coles, Southgate, Franklin, McDonald, Tolmie, Burnaby.

The former Minutes having been read and confirmed.

²³ I.e., minutes for 19 September, p. 310 above.

2nd Reading of "Bankruptcy Bill."

Ordered to be committed.

House went into Committee on Ways and Means.

Mr. Franklin in the Chair of the Committee.

Mr. Tolmie moved, seconded by Dr. Helmcken an amendment in the Trade License Act 1861 "That the following scale be adopted."

From £5000 to £10,000	£15
10000 „ 20000	25
20000 „ 30000	35
30000 „ 40000	45
40000 „ 50000	55
Above 50000	60

Ayes: 4. Noes: 4.

The Chairman gave his casting vote Majority in favor 1 (one).

Amendment carried.

Amendment—That an additional license on persons trading casually within the Colony from places not being permanent places of business within the Colony of £5 per annum be also raised.

Carried.

Mr. Southgates Motion relative to the erection of a separate Cell for men of H. M. Fleet stationed at this part of the Pacific Station (see 26th Septr.).

Carried.

Mr. Speaker resumed the Chair.

The Chairman reported progress that the amendments had been agreed to also Mr. Southgate's Motion.

1st Reading of Bills of Supply.

An Act to apply the sum of £15100 out of the General Revenue of the Colony of Vancouver Island & its dependencies for the service of the year 1861.

And An Act to apply the sum of £4550 out of the General Revenue for the payment of certain Salaries and expenses for the service of the year 1861.

House adjourned until Monday 7th inst. at 3 o'clock P. M.

J. S. Helmcken
Speaker.

Monday, the 7th day of October, 1861

A quorum not being present the House adjourned until Tuesday 8th instant at 3 o'clock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 8th day of October, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Gordon, Franklin, Tolmie, Waddington.

The former Minutes having been read & confirmed.

2nd Reading of An Act to apply the sum of £4550. out of General Revenue for the payment of certain Salaries and expenses for the service of the year 1861.

Committed.

2nd Reading of An Act to apply the sum of £15100 out of the General Revenue of the Colony of V.I. and its Dependencies to the service of the year 1861.

Committed.

House in Committee on Mr. Tolmie's Resolutions.

Mr. Crease in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress, that the Committee having the Resolutions under their consideration had made amendments thereto and agreed to the same.

1st That the Colony of Vancouver Island can with difficulty sustain the weight of taxation already imposed & can therefore of itself do very little pecuniarily towards the attainment of the undermentioned objects which if now brought about by aid from the Imperial Government, would so speedily increase the population & wealth of the Colony as soon to render it in reality self supporting and rapidly progressive, and an important Mart for British manufactures in the North Pacific (give in appendix statement of taxes leviable—of taxpayers & of population—and of expenditure of revenue).

2nd That the attention of the Imperial Government be respectfully drawn to the benefits which this Colony, and reciprocally the Mother Country, would derive from having, if consistent with Imperial interests, the Headquarters of H. M. Pacific Squadron at this Island—and as a consequence a subsidized Mail service in British boats from Panama to Vancouver Island, such as is now kept up between Panama and Valparasio for the conveyance of Government Mails. These arrangements would when brought about at once give this Colony a respectable and fixed position before the world—would invite and facilitate the introduction of Capital & population and would greatly increase British influence on the Pacific.

3rd That a renewed application be made to the Home Government for the extinction of the Indian title in districts partially, or soon to be occupied, such as Barclay's sound—Kawitchin and Komax, and that aid be asked from the Mother Country to enable us to keep the Indians under proper control in outlying settlements.

4 That we set forth to the Home Government the advantages that would accrue to the Colony, if it had control of the public lands.

5 That the attention of the Imperial Government be respectfully invited to a consideration of the Policy of the United States Government during the last eight years in the neighboring territory of Washington where a large and

fruitful expenditure of public money has had the most beneficial results in causing flourishing settlements to spring up throughout the length & breath of a Country, subjoin details of expenditure in Appendix.

6 Proposed by Mr. Helmcken, seconded by Mr. Waddington That it is recommended that these Resolutions be submitted to a Select Committee of Three with instructions to embody a Memorial to Her Most Gracious Majesty direct.

House adjourned until Wednesday 9th inst. at 3 oclk. P. M.

J. S. Helmcken
Speaker.

Wednesday, the 9th day of October, 1861

A quorum not being present the House adjourned until Thursday 10th inst. at 3 oclk. P. M.

J. S. Helmcken
Speaker

Thursday, the 10th day of October, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Southgate, Franklin, McDonald, Waddington.

The former Minutes having been read & confirmed.

On Motion of Mr. Waddington—ordered that a New Writ be issued for election of a Member for “Nanaimo” in place of A. R. Green Esqr.

House in Committee on Bills of Supply.

An Act to apply the sum of £15910 out of the General Revenue of the Colony of Vancouver Island and its Dependencies to the service of the year 1861 and An Act to apply the sum of £4550 out of the General Revenue for the payment of certain Salaries & expenses for the service of the year 1861.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported Bills of Supply had been Amended & agreed to.

House in Committee on “Incorporation Bill.”

Mr. Crease in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto and agreed to the same.

2nd Reading of Mr. Tolmie Resolutions and referred to a Select Committee of three (3).

Messrs. Tolmie, Waddington, Franklin Appointed to draw up a Memorial.
House then adjourned until Friday 11th October at 3 oclock P. M.

J. S. Helmcken
Speaker.

Friday, the 11th day of October, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Franklin, Waddington.

The former Minutes having been read and confirmed.

On Motion of Mr. Waddington—Mr. Cary laid on the Table a Return of list of Vessels their Tonnage & Crews that have entered at the Port of Victoria from March 1st to August 31st 1861.

Referred to the Committee on Lighthouse Bill.

Mr. Waddington gave notice of Motion.

I shall move on Tuesday Oct. 16th that a Petition be forwarded to Her Majesty requesting the prompt establishment of a Mint in Victoria.

2nd Reading of Bills of Supply (as amended).

Mr. Crease brought up the Report of the Committee on "Bill for defining the time of commencing actions on Contracts and Foreign Judgements" and "A Bill to amend An Act passed in the last Session of the House of Assembly intituled 'The Limitations of Foreign Actions Act 1860'."

Friday 11th October 1861

Resolved That the House be recommended to reject the Bill for defining the time of commencing Actions on contracts & foreign Judgements.

That this Committee recommends that in lieu of the Bill to amend an Act passed in the last Session of the House of Assembly intituled "The Limitation of Foreign Act[i]on[s] [Act] 1860."

The following Bill be substituted & passed by the House of Assembly. The same being hereunto annexed and marked A & signed by the Chairman.

(sgd.) H. P. P. Crease,
Chairman.

Report agreed to.

House in Committee on "Bankruptcy Bill."

Mr. Waddington in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

The House then adjourned until Monday 14th October at 3 oclock P. M.

J. S. Helmcken
Speaker

Monday, the 14th day of October, 1861

A quorum not being present House adjourned until Tuesday 15th inst. at 3 o'clock P. M.

J. S. Helmcken
Speaker

Tuesday, the 15th day of October, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Gordon, Franklin, Waddington, Burnaby, Tolmie.

The former Minutes having been read and confirmed.

Mr. Speaker read message from the Hon. Council.

Council Chamber
11th Octr. 1861

Herewith is returned to your Honorable House an Act entitled "An Act for the confirmation of the Titles of Aliens to Real Estate 1861" Which with the amendments thereto attached has passed the Council this day.

&c. &c. &c.
(sgd.) Joseph Porter
Actg. Clk. of the Council.

2nd Reading of Bill to extend the provisions of the Limitations of Foreign Actions Act 1860 reported from Select Committee.

Mr. Waddington Motion relative to a Mint being formed (see 11th October 1861).

I give notice that I shall move on Tuesday October 16th that a Petition be forwarded to Her Majesty, requesting the prompt establishment of a Mint in Victoria.

During the debate in this question the House having been left without a quorum Mr. Speaker declared the House adjourned until Wednesday 16th Octr. 1861.

J. S. Helmcken
Speaker.

Wednesday, the 16th day of October, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Franklin, Tolmie, Gordon.

The former Minutes having been read and confirmed.

Mr. Speaker read message from Hon. Council.

Council Chamber
15 Octr. 1861

Gentlemen

By direction of the President of the Council I have the honor to transmit to you the following Extract from the Minutes of Council of this date.

The Amendments of the House of Assembly to the "Act to provide for the naturalization of Aliens" having been considered, The Council agree to the insertion of the word "*provided*" in lieu of "*enacted*" in the first Clause—but the Council disagree with the House of Assembly's other Amendments, namely the insertion of the word "*two*" in lieu of "*three*" in Clause I on line 6, and the repetition of the same words in the "Residential Oath", and to the insertion of Clause IX of the original Bill, and therefore the Council insist upon their Amendments.

It was then moved, seconded and carried, that the following words in the Oath of Allegiance in the Schedule be struck out namely "And I do declare that no Foreign Prince, Person Prelate, State or potentate hath or ought to have any Jurisdiction, Power, Superiority Preeminence or Authority, Ecclesiastical or Spiritual, within the same or any part thereof."

It is ordered that the Clerk do furnish the Hon. the House of Assembly with a Copy of the above Minute.

2 The original and amended Acts are herewith returned to your Honorable House.

I have the honor to be &c. &c. &c.
sgd. Joseph Porter
Actg. Clerk of the Council.

Mr. Burnaby gave notice of Motion.

[Tomorrow I shall ask] Whether the Government [has received any information] with regard to the prolonged absence of the Postmaster of Victoria.²⁴

Mr. Burnaby, I shall propose the following Amendment on "An Act to extend the provisions of the Limitations of Foreign Actions Act 1860."

To insert after the words order or decree the words "Bills on Promissory Notes" and after the word "Judgement" at the end of the first Clause to insert the words "or for a space of *Three years* in the case of Bills or Promissory Notes."

House in Committee on "Bankruptcy Bill."

Mr. Burnaby in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

Leave granted.

House adjourned until Thursday 17th October 1861 at 3 oclock P. M.

J. S. Helmcken
Speaker

Thursday, the 17th day of October, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Franklin, McDonald.

The former Minutes having been read and confirmed.

²⁴ *Colonist*, 17 October 1861.

House in Committee on "Bankruptcy Bill."

Mr. Burnaby in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

Mr. Burnaby gave notice of Motion.

Tomorrow I shall ask If any steps have been taken for repairing the road at Rows Stream and if not whether there is any hopes of such being done before the Winter season.

Mr. Franklin gave notice of Motion.

I shall move that a conference be asked with the Legislative Council upon their amendments to the Alien Bill, to which this House has not agreed.

House adjourned until Friday 18th Octr. at 3 oclock P. M.

J. S. Helmcken
Speaker.

Friday, the 18th day of October, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Tolmie.
The former Minutes having been read and confirmed.

House in Committee on "Bankruptcy Bill."

Mr. Burnaby in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

Mr. Crease asked for permission to vacate his seat as Member for Victoria District, he having received the appointment of Attorney General for British Columbia.

The House adjourned until Tuesday 22nd October 1861 at 3 oclock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 22nd day of October, 1861

A quorum not being present the House adjourned until Wednesday 23rd at 3 oclock P. M.

J. S. Helmcken
Speaker.

Wednesday, the 23rd day of October, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Gordon, Southgate, Franklin, Tolmie, McDonald.

The former Minutes having been read & confirmed.

On Motion of Mr. Attorney General Cary Ordered that a New Writ be issued for the District of Victoria in room of Henry P. Pellew Crease Esqr. resigned.

Bills of Supply.

3rd Reading of An Act to apply the sum of £4550 out of the General Revenue.

3rd Reading of An Act to apply the sum of £15910 out of the General Revenue.

Hon. Council Amendments to "An Act to cure titles to Real Estate held or derived through Aliens."

Agreed to.

Hon. Council Amendments to "An Act to provide for the naturalization of Aliens."

Agreed to.

Incorporation Bill.

Amendments agreed to.

To be read 3rd time.

House in Committee on "Bankruptcy Bill."

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill under their consideration had made amendments thereto and asked for leave to sit again.

J. S. Helmcken
Speaker.

Copy Extract from the Minutes of Council relative to Aliens Act 1861.

Council Chamber
15th October 1861

The Speaker & Gentlemen of the House of Assembly.

Gentlemen

By direction of the President of the Council I have the honor to transmit to you the following Extract from the Minutes of Council of this date.

The Amendments of the House of Assembly to this "Act to provide for the Naturalization of Aliens" having been considered, The Council agree to the insertion of the word "*provided*" in lieu of "*Enacted*" in the first Clause:—but the Council disagree with the House of Assembly's other Amendments, namely, the insertion of the word "*two*" in lieu of "*three*" in Clause I on line 6, and the repetition of the same words in the "Residential Oath"; and to the re-insertion of Clause IX of the original Bill; and therefore the Council insist upon their Amendments.

It was then moved, seconded and carried, that the following words in the Oath of Allegiance in the Schedule be struck out, namely, "And I do declare that no Foreign Prince, Person, Prelate, State or potentate,

have or ought to have any Jurisdiction, Power, Superiority, Preeminence or Authority, Ecclesiastical or Spiritual within the same or any part thereof."

It is ordered that the Clerk do furnish the Hon. House of Assembly with a copy of the above Minute.

I have &c.
(sgd.) Joseph Porter
Actg. Clk. of Council.

Thursday, the 24th day of October, 1861

A quorum not being present the House adjourned until Friday 25th Octr. at 3 oclk. P. M.

J. S. Helmcken
Speaker

Friday, the 25th day of October, 1861

A quorum not being present the House adjourned until Monday 28th Oct. 1861, at 3 oCclk. P. M.

J. S. Helmcken
Speaker.

Monday, the 28th day of October, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Southgate, Franklin.

The former Minutes having been read & confirmed.

Mr. Southgate presented a Petition from E. Grancini and F. W. Wood praying for extension of time for the establishment of Gas Works and Buildings by the Victoria Gas Company 1860.

Ordered to be referred to the Select Committee on Private Bills.

Committee: Messrs. Tolmie, Franklin, McDonald, Gordon, Coles.

Mr. Speaker read message from His Excellency the Governor stating "The Act to enable Aliens to hold Real Estate 1861" had received his assent.

3rd Reading of "Bill to Incorporate the Town of Victoria."

House in Committee on "Bankruptcy Bill."

Mr. Burnaby in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them had made an Amendment to Clause 9 and reported the Bill complete.

Ordered to go to 3rd Reading.

House in Committee on "Bill to extend the provisions of the Limitations of Foreign Actions Act 1860."

Mr. Southgate in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration, had agreed to the Bill.

Ordered to be read 3rd time.

Mr. Cary brought in a Bill to amend the Trades Licenses Act 1860. (Ways & Means)
Read 1st time.

Mr. Burnaby gave notice of Motion.

A Return of the amount of Fees received in the Admiralty Court.

Mr. Cary gave notice of Motion.

An Act to amend the Jury system and An Act to amend the procedure of the Court for the collection of small debts.

The House then adjourned until Tuesday 29th October 1861 at 3 oclock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 29th day of October, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Tolmie, Franklin, McDonald, Burnaby.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor, stating that the "Supplementary Street Act 1861" had received his Assent 29th Octr. 1861.

On Motion of Mr. Tolmie Ordered that Mr. Burnaby serve "on the Select Committee to prepare a Memorial to the Home Government on the present condition of Vancouver Island Colony" in room of Mr. Waddington.

3rd Reading of "Bankruptcy Bill."

3rd Reading of "Bill to extend the limitation of Foreign Actions."

2nd Reading of Amendment to Trades Licenses Act 1860.

Committed to the whole.

House adjourned until Friday 1st November 1861 at 3 oclock P. M.

J. S. Helmcken
Speaker.

Friday, the 1st day of November, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Franklin, McDonald, Tolmie.

The former Minutes having been read and confirmed.

Mr. Speaker read a letter from Alfred Waddington Esqr., Member for Victoria District, asking leave to resign.

Leave granted.

Mr. Speaker read message from His Excellency the Governor.

1st November 1861

Speaker & Gentlemen

I have the honor to enclose herewith, the Return to the Writ issued for the Election of a Member to serve in the present Parliament for the District of Nanaimo.

sgd. James Douglas
Governor

Mr. Speaker read message from Hon. Council enclosing an Act entitled

"An Act for preventing frauds upon Creditors by secret Bills of Sale of personal Chattels" which with the Amendments thereto attached, has passed the Council this day.

I have &c.
(sgd.) Joseph Porter
Actg. Clk. of Council.

Read 1st time.

Mr. Speaker read message from Council 29 Octr. enclosing

"An Act to facilitate the remedies on Bills of Exchange and Promissory Notes by the prevention of frivolous or fictitious defences to Actions thereon," which with the Amendment thereto attached has passed the Council this day.

I have &c. &c.
sgd. Joseph Porter
Actg. Clk. of the Council

Read 1st time.

On Motion of Mr. Attorney General Cary Ordered that a New Writ be issued for the District of Victoria in the room of Mr. Waddington who has resigned.

Read 1st time "A Bill to regulate the Jury system in Vancouver Island and its dependencies."

House in Committee of the whole on Bill to amend the Trades Licenses Act 1860.

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported the Committee having the Bill referred to them under their consideration had made Amendments thereto and agreed to the same.

Ordered to go to 3rd Reading.

The House adjourned until Monday 4th November 1861 at 3 ocl. P. M.

J. S. Helmcken.
Speaker.

Monday, the 4th day of November, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Tolmie, Burnaby, Gordon.
The former Minutes having been read & confirmed.

D. B. Ring Esqr., introduced by Messrs. Tolmie and Burnaby took his seat as Member representing the District of Nanaimo, after taking the usual oaths, in room of A. R. Green Esqr. resigned.

3rd Reading of "Bill to amend the Trades License Act 1860."

2nd Reading of Hon. Council Amendts. to "An Act for preventing frauds upon Creditors by secret Bills of Sale."

Agreed to.

2nd Reading of Hon. Council Amendments to "An Act to facilitate the remedies on Bills of Exchange & Promissory Notes by the prevention of frivolous or fictitious defences to Actions thereon."

Agreed to.

House then adjourned until Monday 11th November at 3 oclock P. M.

J. S. Helmcken
Speaker.

Monday, the 11th day of November, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Gordon, Burnaby, McDonald, Franklin, Coles.

The former Minutes having been read & confirmed.

On Motion of Mr. Ring seconded by Mr. Coles, that the 2nd Reading of the "Bill to regulate the Jury system" be postponed for Ten days.

Bill to be read 2nd time ten days from this.

Ayes: 4. Noes: 3.

Mr. Franklin gave notice of Motion.²⁵

House then adjourned until Thursday 21st inst. at 3 oclock P. M.

J. S. Helmcken
Speaker.

Thursday, the 21st day of November, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Burnaby, McDonald, Gordon, Tolmie, Franklin.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor enclosing A Return of the Amount of Fees received in the Vice Admiralty Court of Vancouver Island, during the past 12 months, and the manner in which such Fees have been appropriated.

£260.13.0.

²⁵ *Colonist*, 12 November 1861: "Mr. Franklin gave notice of a motion that a light be established on McLaughlin's [McLoughlin] Point, at the entrance of Victoria harbour."

Return of Writ for Victoria County James Trimble Esqr. in the room of Alfred Waddington Esqr. resigned.

Return of Writ for Victoria County, Joseph William Trutch Esqr., in the room of Henry Pering Pellew Crease Esqr., resigned.

Dr. Tolmie brought up the Report of the Committee on the Petition to enlarge the time limited by the Victoria Gas Company Act 1860.

Report agreed to.

1st Reading of Bill to enlarge the time limited by the Victoria Gas Company Act 1860 for the establishment of Gas Works & Buildings by the Victoria Gas Company.

2nd Reading of Bill to regulate the Jury System in Vancouver Island and its Dependencies.

House adjourned until Friday 22nd November 1861 at 3 oclck.

J. S. Helmcken
Speaker.

Friday, the 22nd day of November, 1861

A quorum not being present the House adjourned until Monday the 25th inst. at 3 o'clock P. M.

Speaker

Monday, the 25th day of November, 1861

A quorum not being present the House adjourned until Tuesday the 26th inst. at 3 o'clock.

Speaker

Tuesday, the 26th day of November, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Ring, Gordon, Franklin, McDonald.

The former Minutes having been read and confirmed.

James Trimble Esqr. after taking the usual oath, took his seat for the District of Victoria in room of Alfred Waddington Esqr. who resigned.

Joseph W. Trutch Esqr. after taking the usual oath, took his seat for the District of Victoria, in room of H. P. P. Crease Esqr. who resigned.

Mr. Franklin presented a Petition against the Bill to regulate the Jury system.

Ordered to lie on the table.

Mr. Franklin brought up the Report of the Select Committee on the "Victoria Gas Company's Extension Act."

Report agreed to, to go 2nd Reading.

House then went into Committee of the whole on Mr. Franklin's Motion.

The House having taken into consideration the inconvenience and danger to which Vessels making the Harbour of Victoria at night and particularly during the Winter months are exposed, in consequence of no light being maintained at the entrance thereof, and in view of the risk to life & property the injury to Commerce and the urgency of the case.

Do Respectfully recommend to His Excellency the Governor that a Light be maintained at McLaughlains Point and that the expense thereof, this House pledges itself to make good when the Estimates shall be laid before it.

Ayes: 6. Noes: 2.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee had agreed to the Motion.

Motion Read 1st time.

Mr. Ring gave notice of Motion.

1 That an Address be presented by this House to His Excellency the Governor praying him to declare the Port of Nanaimo to be henceforth a Port of Entry.

2 That a Return of the Amount of Revenue derivable from Nanaimo and the sources of that Revenue be laid upon the Table.

House then adjourned until Wednesday 27 Novr. 1861 at 3 oclock P. M.

J. S. Helmcken
Speaker.

Wednesday, the 27th day of November, 1861

A quorum not being present the House adjourned until Thursday 28th Novr. at 3 oclock P. M.

Speaker

Thursday, the 28th day of November, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Ring, Trimble, Franklin, McDonald.

The former Minutes having been read & confirmed.

Mr. Ring's motion "That an Address be presented by this House to His Excellency the Governor praying him to declare the Port of Nanaimo to be henceforth a Port of Entry.

Ordered to be considered in Committee of the Whole at next meeting.

Mr. Ring's Motion "That a return of the amount of Revenue hitherto derived from the District of Nanaimo, and of the sources of that Revenue be laid upon the Table.

Agreed to.

Mr. Burnaby gave notice of Motion.

A detailed statement of the amount of any defalcations that may have been discovered in the accounts of any Public Department in Vancouver Island during the current year.

2nd Reading of Victoria Gas Compys. Extension Bill.

2nd Reading of Mr. Franklin's Motion relative to Light House at McLaughlans Point.

House then adjourned until Friday 29th inst. 1861 at 3 oclk. P. M.

J. S. Helmcken.
Speaker.

Friday, the 29th day of November, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Ring, Franklin.
The former Minutes having been read and confirmed.

Mr. Franklin presented a Petition from Jacob Francis against the return of Joseph William Trutch Esqr. as Member for Victoria District.

Ordered to be referred to Election Committee.

Mr. Rings Motion "to declare the Port of Nanaimo to be henceforth a Port of Entry."

Postponed.

Mr. Burnaby's Motion "relative to defalcations that may have been discovered in the Accounts of any Public Department."

House divided.

Ayes:

Messrs. Burnaby,
Ring.

Noes:

The Attorney General,
Mr. Franklin.

The Speaker gave his casting vote in favor of the Motion—Majority one (1).

House in Committee of the whole on Victoria Gas Company Extension Act 1861.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had agreed to the same.

Ordered to be referred to a Select Committee.

House then adjourned until Thursday 5th Decr. 1861 at 3 oclock P. M.

J. S. Helmcken
Speaker

Thursday, the 5th day of December, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Burnaby, Trimble, Gordon, Franklin.

The former Minutes having been read & confirmed.

Mr. Speaker read "Extract from Minutes of the Hon. Council dated 2nd Decr. 1861."

The Council having objections to "An Act (of supply) to supply the sum of £15,910 out of the General Revenue of the Colony of Vancouver Island & its Dependencies to the service of the year 1861" sent up from the Hon. the House of Assembly, have resolved to ask that House for a conference on the subject. The Council therefore request the Clerk of the Council to communicate this Resolution to the Hon. the Speaker of the House of Assembly, and to inform Mr. Speaker that if the House agrees to a conference the Council will be ready to receive the Members composing it, at the Council Chamber on any day which will suit the convenience of the House.

I have &c. &c.
sgd. Joseph Porter
Actg. Clk. of the Council

Ordered to be taken into consideration at next meeting.

Mr. Speaker read message from the Hon. Council.

2nd December 1861

Gentlemen

I am directed by the President of the Council to transmit to your Hon. House An Act intituled "An Act to prohibit Swine and Goats from running at large in the Town, and to prohibit Goats from running at large in the District of Victoria" which has been read a 3rd time and passed in Council this day.

I have &c. &c.
sgd. Joseph Porter
Actg. Clk. of Council

Mr. Speaker read message from Hon. Council.

2nd December 1861

Gentlemen

Herewith is returned to your Hon. House an Act intituled "The Extension of Limitation of Foreign Actions Act 1861" which with the Amendments attached, has passed the Council this day.

I have &c. &c.
sgd. Joseph Porter
Actg. Clk. of Council

Mr. Speaker read Schedule of Acts assented to by His Excellency the Governor—dated 4th December 1861.

27	Vancouver Island Civil Procedure Act 1861	14 Novr. 1861
28	Alien Act 1861	14th Novr. 1861
29	An Act for the confirmation of the Titles of Aliens to Real Estate 1861	14th Novr. 1861
30	Bills of Sale Act 1861	28th Novr. 1861
31	Pawnbrokers Act 1861	28th Novr. 1861
32	Summary Procedure on Bills of Exchange Act 1861	28th Novr. 1861

Mr. Burnaby presented a Petition relative to Henry Claypole incumbent of Craighflower School having tendered his resignation to His Excellency the Governor, the salary being inadequate for his position as School Master.

Mr. Franklin brought up the Report of the Committee on the Victoria Gas Compy. Extension Bill.

3rd Reading of Victoria Gas Company Extension Bill.

House in Committee on "Jury Bill."

Mr. Burnaby in the Chair.

Mr. Helmcken moved that the Chairman do rise and report progress.

Seconded by Mr. Franklin.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

House adjourned until Monday 9th inst. at 3 oclock P. M.

J. S. Helmcken
Speaker.

Monday, the 9th day of December, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Trimble, Gordon, Franklin, Tolmie, Trutch.

The former Minutes having been read & confirmed.

Mr. Speaker read message [from] His Excellency the Governor.

Gentlemen

9th December 1861

I have the honor to acknowledge receipt of your Speakers Communication of the 4th instant, enclosing a Resolution of the House of Assembly recommending the maintenance of a Light on McLaughlans Point, at the entrance of Victoria Harbour.

With reference thereto I have the honor to forward for the information of the House, Copy of a report made by Captain Richards²⁶ upon this very subject. From that report it will be seen that in Captain Richards opinion, and no higher or more valuable authority can be obtained, it would be dangerous to navigation to re-establish a Light upon McLaughlans Point, but he suggests that Colville Island should be the site selected for the exhibition of a light for the benefit of the Coasting Trade.

I shall be glad to ascertain the views of the House on this matter, as soon as convenient after the consideration of this information.

(sgd.) James Douglas
Governor

Mr. Gordon presented Report of the General Committee on Election—Jacob Francis v. J. W. Trutch Esqr.

The General Committee on Election hereby certify that in the Petition the proper formalities have not been gone through.

The Petition being informal was rejected.

Mr. Speaker read message from the Hon. Council relative to a conference on Bill of Supply (see Minutes 5th Decr.) and the following Resolution was adopted.

That the Hon. Council be respectfully desired to furnish this House more explicit information upon the subject for which the proposed Conference is sought.

Carried.

²⁶ Captain George Henry Richards (1820–96) was in charge of the survey of British Columbia coastal waters from 1857–63. In 1864 he was appointed Hydrographer of the Navy. For further details of his career see Walbram, *British Columbia Coast Names, 1592–1906* (Vancouver: The Library Press, 1971), pp. 384, 421–22, and his obituary in the *London Times*, 17 November 1896.

Mr. Tolmie asked leave of absence for one week.

Leave granted.

House adjourned until Wednesday 11th Decr. at 3 oclock P. M

J. S. Helmcken
Speaker

Wednesday, the 11th day of December, 1861

A quorum not being present the House adjourned until Thursday 12th inst. at 3 oclock P. M.

J. S. Helmcken
Speaker

Thursday, the 12th day of December, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Ring, Trutch, Franklin, Trimble, Gordon.

The former Minutes having been read & confirmed.

Mr. Speaker read message from His Excellency the Governor—His Assent to "The Victoria Gas Companys Extension Act 1861."

Mr. Franklin presented a Petition from Jacob Francis praying to be heard by Counsel before the Committee on Election Petition, or at the Bar of the House.

Mr. Speaker ruled that the Decision of the Committee was final.

2nd Reading of (Council Bill) "An Act to prohibit Swine and Goats from running at large in the Town, and to prohibit Goats from running at large in the District of Victoria."

Referred to a Committee of the whole.

House adjourned until Monday 16th December 1861 at 3 oclock.

J. S. Helmcken
Speaker.

Monday, the 16th day of December, 1861

Present: Mr. Speaker, The Attorney General, and Messrs Ring, Trimble, Gordon, Franklin, McDonald, Tolmie, Trutch.

The former Minutes having been read and confirmed.

Mr. Speaker read message from the Hon. Council dated 12th December 1861.

I am directed by the President of the Council to transmit to your Hon. House the following extract from the Minutes of Council of this date.

The Legislative Council having taken the communication of the House of Assembly of the 9th instant into consideration Resolved,

That it be communicated to the Hon. the House of Assembly that the subject upon which the Council asked for a conference in their Resolution of the 2nd instant is,

That the Act (of Supply) alluded to in the said Resolution does not embody the intended application of sum of £15,910 therein mentioned; and the Schedule attached thereto does not sufficiently inform the Council of the manner in which the several sums set forth in it are intended to be expended.

The Council have therefore respectfully asked for a conference to enable them to receive more explicit information, especially on the following items as they appear in the said Schedule, vizt. "Legislative Council £200 Works & Buildings £200—Post office £300 Police £2250—Jail £1200—Education £610—Sheriffs office £200—Administration of Justice £450—Fuel, Lights, Stationery, Messenger, and other office contingencies £550—Esquimalt Road £600—Mail Subsidy £2500—Diffusion of information respecting Vancouver Island £500."

I have the honor &c. &c.
sgd. Joseph Porter
Actg. Clk. of Council

Mr. Ring gave notice, he should ask the Attorney General How soon a Court of Quarter Session is to be re-established here.

Hon. Council Amendments to a Bill to extend the Limitation of Foreign Actions Act 1861.

Agreed to.

House went into Committee of the whole on Bill to prohibit Swine & Goats from running at large in the Town, and to prohibit Goats from running at large in the District of Victoria (from Council).

Mr. Tolmie in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

J. S. Helmcken
Speaker.

Copy of Letter from Mr. Speaker to the Hon. the Council relative to a Conference.

House of Assembly 17th Decr. 1861

Mr. Speaker Has the honor to inform the Honorable the Council in reference to the message of the 2nd instant desiring a Conference with the House of Assembly—That the House having taken the Message into Consideration, Resolved (In order that the best understanding should exist between the two Houses) That the Conference be granted for the purpose of affording the Hon. the Council the information desired.

The time & place of meeting having been by the courtesy of the Hon. the Council left to the discretion of the House of Assembly.

That the conference take place on Wednesday 18th inst. at two oclk. P. M. in the Council Chamber.

sgd. J. S. Helmcken
Speaker

J. S. Helmcken
Speaker

Wednesday, the 18th day of December, 1861

A quorum not being present the House adjourned until Thursday 19th inst. at 3 oclk. P. M.

J. S. Helmcken
Speaker.

Thursday, the 19th day of December, 1861

A quorum not being present the House adjourned until Friday 20th inst. at 3 oclock P. M.

J. S. Helmcken
Speaker

Friday, the 20th day of December, 1861

A quorum not being present the House adjourned until Monday 23rd Decr. at 3 oclock P. M.

J. S. Helmcken
Speaker.

Monday, the 23rd day of December, 1861

A quorum not being present the House adjourned until Tuesday 24th Decr. at 3 oclk. P. M.

J. S. Helmcken
Speaker

Tuesday, the 24th day of December, 1861

A quorum not being present the House adjourned until Monday 6th January 1862 at 3 oclock P. M.

J. S. Helmcken
Speaker.

Monday, the 6th day of January, 1862

A quorum not being present the House adjourned until Tuesday 7th January 1862 at 3 oclock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 7th day of January, 1862

A quorum not being present the House adjourned until Thursday 9th inst. at 3 oclock P. M.

J. S. Helmcken
Speaker.

Thursday, the 9th day of January, 1862

Present: Mr. Speaker and Messrs. Ring, Trutch, Trimble, Tolmie.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor enclosing a Return of Revenue from all sources derived from the Town and District of Nanaimo.

Real Estate Tax	264.10.0
Liquor Licenses	85. 0.0
Trades Licenses	2. 0.0
	<hr/>
	£351.10.0

Decr. 9th 1861

(sgd.) G. T. Gordon
Treasurer

Mr. Speaker read Report of Committee of Conference with the Hon. Legislative Council held 2nd January 1862.

Mr. Tolmie gave notice of Motion.

That I will move at next meeting that the House go into Committee of the Whole to prepare an address to His Excellency the Governor requesting that interest be no longer charged on instalments on land yet due in consideration that said land is now subject to annual taxation.

Mr. Speaker read message from H. E. the Governor.

9th January 1862

I have the honor to forward to you herewith a Petition addressed to me by the Executive Committee of the Industrial Exhibition Committee of Vancouver Island, representing that the sum of about [One] Hundred and Eighty two pounds which should be available in the hands of the Honorary Treasurer is not now forthcoming and in consequence that they are placed in a position of serious embarrassment.

As it is very desirable that at this stage of the matter no untoward circumstance should be permitted to interfere with the original intentions of this Government and of the people with respect to the manner in which this Colony should be represented at the forthcoming Industrial Exhibition, I beg strongly to recommend to the House that a further sum of One Hundred Pounds should be granted by the Legislature; and should the House agree with me in that recommendation I will cause the same to be included in the Estimates to be presented for the present year.

(sgd.) James Douglas
Governor

House in Committee on "Bill to prohibit Swine and Goats from running at large in the Town of Victoria and to prohibit Goats from running at large in the settled Districts of Vancouver Island."

Mr. Tolmie in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration, had made amendments thereto, and agreed to the same.

Ordered to go to 3rd Reading.

Report of Committee of Conference with the Hon. the Legislative Council held 2nd January 1862.

1st The Council wished to be informed what the sum of £200 voted under the head "Legislative Council" was intended for. To which the Manager on the part of the House of Assembly answered "That the sum was asked for by the Government and was voted out of Courtesy to the Council without enquiring for an explanation as to its application.

2nd Works & Buildings £200. It was explained to the Council that this sum was to be applied to keep in repair & preservation the present public buildings which are occupied and not for the completion of the unfinished Buildings intended for Public use.

3 Post Office £300. It was explained that this sum was for the payment of the Post Masters Salary.

4 Police £2250. It was explained that this sum was to be expended in the following manner.

Commissioner of Police salary	£350
Superintendent, Sergeants and constables Salaries	£1150
Allowances in lieu of Rations, Clothing, Arms, fuel, light	
Water, furniture, Medicines Medical attendance	675
Stationery & Printing	75
	<u>£2250</u>

5 Jail £1200. Explained that this sum was to be expended as follows,

Jailors, Guards, Superintendents of Convicts salary	£600
Clothing, Bedding, Fuel, lights furniture Medical attendance	£450
Arms, Horses, Saddles, Forage	£150
	<u>£1200</u>

6th Education £610. Explained that this sum was to be expended as follows.

Victoria Schoolmasters salary	£150
Craig Flower " "	£150
Nanaimo " "	£150
Repairs to Buildings &c.	£100
Saanich for School purposes	£60
	<u>£610</u>

7th Sheriffs Office £200. Explained that the sum was for payment of Sheriffs Salary.

8th Administration of Justice £450. Explained that this sum was to be expended in the following manner.

Magistrate at Nanaimo	£150
Fees & expenses in Civil & Criminal cases connected with the Crown	£250
Justices of the Peace Fees	£50
	<u>£450</u>

9th Fuel, lights, Stationery and other Office contingencies £550. Explained that this sum was allowed in lieu of a larger one asked for by the Government for the purposes above stated.

10th Esquimalt Road £600. Explained that this sum was a Supplementary Vote to make up the deficiency of the sum of £200 appropriated for this Road.

11th Diffusion of Information respecting Vancouver Island £500. Explained that this sum was voted for the purposes stated and the application of the money was left to the discretion of the Executive.

12 Mail Subsidy £2500. Explained that this sum was to be expended in Contracting with a Steamer to bring Passengers direct to Victoria from San Francisco and to promote immigration by securing Steamers to ply direct to Victoria—And that the sum of £50 at present paid for carrying the Mail every three weeks is to be included in the above sum.

House adjourned until Friday 10th January 1862 at 2 oclock P. M.

J. S. Helmcken
Speaker

Friday, the 10th day of January, 1862

Present: Mr. Speaker and Messrs. Ring, Trutch, Trimble, McDonald, Tolmie.

The former Minutes having been read and confirmed.

3rd Reading of Bill to prohibit Swine and Goats from running at large &c. &c.

Mr. Ring moved That an Address be presented by this House to His Excellency the Governor expressing its regret at the discontinuance of the Court of Quarter Sessions and praying him to re-establish it.

Seconded by Mr. Trutch.

Carried.

Mr. Speaker read message (2) from the Hon. Council enclosing "Council Amendments" to Bill of Supply for £15910 and Resolutions of the Legislative Council thereon.

House in Committee of the whole on His Excellency the Governors message asking for a further sum of £100 for the Industrial Exhibition.

Mr. McDonald in the Chair of the Committee.

Mr. Trutch moved, seconded by Dr. Trimble "That the further sum of £100 be granted to the Executive Committee of the Industrial Exhibition Association, to be expended if required in carrying out the objects of the Association."

And Mr. Tolmie moved seconded by Mr. Helmcken "That the House prepare an Address to His Excellency the Governor praying that interest be no longer charged on instalments on land yet due in consideration that said land is now subject to annual taxation."

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the motions referred to them under their consideration, had agreed to them.

House adjourned. until Monday 13th January 1862 at 2 o'clock P. M.

J. S. Helmcken
Speaker

Monday, the 13th day of January, 1862

A quorum not being present the House adjourned until Tuesday 14th inst. at 2 o'clock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 14th day of January, 1862

A quorum not being present the House adjourned until Wednesday 15th inst. at 2 o'clock P. M.

J. S. Helmcken
Speaker.

Wednesday, the 15th day of January, 1862

A quorum not being present the House adjourned until Thursday 16th inst. at 2 o'clock P. M.

J. S. Helmcken
Speaker.

Thursday, the 16th day of January, 1862

A quorum not being present the House adjourned until Friday 17th inst. at 2 o'clock P. M.

J. S. Helmcken
Speaker

Friday, the 17th day of January, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Trutch, Southgate, Burnaby, McDonald, Ring.

The former Minutes having been read & confirmed.

Message from the Hon. Council sending down "A Bill to amend the Law relating to Bankruptcy & Insolvency in Vancouver Island & its Dependencies" as amended.

Read 1st time.

2nd Reading of Additional grant of £100 to the Industrial Exhibition Committee (see Minutes of the 10th inst.).

2nd Reading of Mr. Tolmie's motion (see Minutes of the 10th inst.).

In Consideration of the Hon. Council Amendts. to the Bill of Supply for the sum of £15910 Moved by Mr. Attorney General Cary Seconded by Mr. Burnaby "Resolved That this House in accepting the Amendment of the Council to the Bill of Supply of £15,910 does so inasmuch as the Amendment merely expresses in fuller terms the intention of the Resolution of the Committee of Supply originally authorising the same and is in accordance with the explanation given to the Council in conference with the House."

Carried.

Moved by Mr. Attorney General Cary Seconded by Mr. McDonald.

This House declines to take into consideration the Resolutions of the Hon. Council dated the 8th of January 1862 or to allow the same to be entered on its Minutes inasmuch as the subject of such Resolutions is one on which This House has exclusive control.

Carried.

Mr. Ring gave notice For leave to bring in a Bill to protect the earnings & property acquired by a Wife deserted by her husband to secure them to her as if she were a feme sole and to place her in the like position with regard to property and Contracts as she should be supposing her to have obtained a Judicial separation.

House adjourned until Monday 20th January at 2 oclock P. M.

Speaker

Monday, the 20th day of January, 1862

A quorum not being present the House adjourned until Tuesday 21st January at 2 oclock P. M.

Speaker

Tuesday, the 21st day of January, 1862

Present: Mr. Speaker, The Attorney General, and Messrs, Franklin, Southgate, McDonald.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor, forwarding copy of a correspondence relative to obtaining a direct Steam Communication between San Francisco & the Colonies of Vancouver Island and British Columbia.

2nd Reading of Bankruptcy Bill (Council Amendments).

The House not agreeing with the whole of the Hon. Council Amendments.

Ordered That this House ask for a Conference with Hon. Council on the Amendments to the Bill.

Agreed to.

Conference Committee: Messrs. Cary, Franklin, Burnaby.

The House adjourned until Tuesday 28th inst. at 2 oclock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 28th day of January, 1862

A quorum not being present the House adjourned until Thursday 30th at 2 oClock.

Speaker

Thursday, the 30th day of January, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Trutch, Trimble. Franklin, Burnaby, Tolmie.

The former Minutes having been read & confirmed.

The resignation of George Tomline Gordon as member for Esquimalt Town was handed in and accepted.

Ordered that a new Writ be issued.

Council amendments to Bankruptcy Bill passed.

House then adjourned.

Monday, the 3rd day of February, 1862²⁷

At precisely two o'clock yesterday afternoon, His Excellency Governor Douglas, attended by the members of the Legislative Council, entered the House of Assembly.

²⁷ There is no entry in the minute book for this date. The following account is taken from the *Colonist*, 4 February 1862.

A message from His Excellency approving of the Trades Licences' Amendment Act; Extension of Limitation of Foreign Actions' Act; Act to Prevent Swine and Goats from running at large, Bankruptcy Act, 1862, was read.

PROROGATION.

At the conclusion of the reading of the message, His Excellency addressed the two Houses as follows:

Honorable Gentlemen of the Legislative Council, and Gentlemen of the Legislative Assembly:

I desire to convey to you my warmest acknowledgements for the great attention with which you have applied yourselves to the performance of your public duties during the session of Parliament now about to close.

The important measures which you have passed, and which have been sanctioned since the meeting of the present Parliament, for the security and relief of aliens—for establishing direct steam communication with the port of San Francisco, and for deepening and improving the harbor of Victoria—cannot fail to be conducive to the general welfare and to the substantial benefit of the Colony. You have also passed various measures of law reform, which, from their value and importance, demand special acknowledgement.

Gentlemen of the Legislative Assembly:

I thank you for the supplies which you have voted for the public service of the year 1861, and I assure you that in the expenditure of those supplies it will be found that the strictest regard has been paid to economy, and to the purposes for which you intended them.

Honorable Gentlemen of the Legislative Council, and Gentlemen of the Legislative Assembly:

I am happy to learn that the general interests of the Colony remain in a sound and satisfactory state, and that there is every reason to look forward with confidence to a prosperous future.

I now prorogue this Parliament.

At the conclusion of His Excellency's Speech, Chief Justice Cameron prorogued the House till Tuesday, the 11th day of March.²⁸

²⁸ By Proclamation dated 10 March 1862, Governor Douglas further prorogued the House to 19 March 1862.

**SECOND HOUSE OF ASSEMBLY
THIRD SESSION**

MINUTES OF THE SECOND HOUSE OF ASSEMBLY
OF VANCOUVER ISLAND—THIRD SESSION

Wednesday, the 19th day of March, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, McDonald, Tolmie, Trimble, Burnaby, Southgate, Franklin.

His Excellency the Governor attended by Members of the Legislative Council, and addressed the Legislative bodies as follows.²⁹

Honorable Gentlemen of the Legislative Council, and Gentlemen of the Legislative Assembly:

There has been no material change in the condition of the Colony since the close of the last session.

I am happy to inform you that the question which so lately assumed so serious an aspect as even to threaten an interruption of the amity existing between Her Majesty's Government and the Government of the United States of North America, has been satisfactorily settled, and our friendly relations with that Power therefore remain unimpaired.

Her Majesty's Government has caused to be shipped from England for the use of the Volunteer Companies of this Colony, 500 stand of Rifles with ammunition. I shall therefore be enabled to arm, without expense to the Colony, the several Volunteer Companies who with characteristic spirit and loyalty have offered their services for the protection of property, and the defence of Her Majesty's Dominions.

I have, in accordance with the provisions of the "Victoria Harbour Act 1860," appointed Commissioners to report upon the best means of improving Victoria Harbour, and I will hereafter lay before you their Report on that subject.

Agrarian disputes, endangering the public peace and safety, having occurred in Malahat District. I deemed it expedient, in order to remove the immediate cause of contention, to enter into arrangements with the natives for the satisfaction of their claims on the land, upon terms agreeable to them, and advantageous to the Colony. As an essential part of that arrangement, I propose that a portion of land shall be reserved and secured for their exclusive use and benefit—a measure which will remove almost the only cause likely to disturb the harmony existing between the settlers and the natives.

Arrangements will, if found necessary, be also made for the settlement of the native claims in Cowichan District.

Gentlemen of the Legislative Assembly:

In the Estimates for the year, which will soon be laid before you, I have recommended a small pecuniary aid towards the equipment of the volunteer companies; and also a grant in aid of the fire companies of Victoria, who are put to much expense in providing for the discharge of their public duties.

I have also proposed an increase in the ordinary grant for educational objects; and in the sums to be applied to the formation and improvement of roads.

Honorable Gentlemen of the Council, and Gentlemen of the Legislative Assembly:

The geological formations of Vancouver Island, and the recent discoveries of copper ore in Barclay Sound and other places, having given rise to a high degree of confidence in the mineral resources of the Colony, I recommend you to consider whether it would be expedient to investigate the character and extent of those resources in different parts of the Colony.

As it is evident that persons intending to settle on the waste lands of the Crown would desire mutual aid and support, and many other advantages, from acting in concert and combining together in the occupation of land, I propose that suitable

²⁹ The Governor's address was omitted from the original and three pages were left blank. The address is taken from the *Colonist*, 20 March 1862.

districts should be surveyed in different parts of the Colony, and roads therefrom opened to convenient points upon the coast from whence produce may be transported by water; and as an attractive inducement to settlers, that they should be allowed the option of paying for their lands by their labor on the roads. Such a measure will, I conceive, have the effect of advancing the progress of the colony, and developing its agricultural and mineral resources.

A bill for the incorporation of the town of Victoria will be again introduced, and I hope it will be passed at an early period of the session.

A bill to reduce and regulate the fees payable in the Law Courts, and bills to facilitate the enjoyment of lands acquired under the provisions of the Proclamations of the 19th of February and 21st of March, 1861; to increase the number of Representatives for the Town of Victoria; and to raise a sum of money by loan secured on the General Revenue, to be applied to the formation of Roads, will be submitted for your consideration.

A scheme for improving the harbor of Victoria, and other important measures, will also be laid before you as soon as the course of public business will permit.

At the conclusion of the delivery of the Speech, Chief Justice Cameron announced that the third session of the second Parliament of Vancouver Island was now open, and his Excellency and Suite retired.

ADDRESS OF CONDOLENCE.

The Speaker read that portion of the Speech addressed to the House, when Mr. Franklin rose and called the attention of the honorable Members to a most unhappy event which had occurred in the untimely decease of the Prince Consort. The loss sustained by her Majesty and the Nation was great, and the mournful intelligence had been received in the remotest portions of the British Empire with much sorrow and sympathy. He would not enlarge on the subject, but would move that a committee of three be appointed to prepare an Address expressive of the condolence of the House with Her Majesty in the great affliction which had befallen her and the Nation.

The motion was seconded by Mr. Ring and passed, and Messrs. Franklin, Ring and Burnaby appointed as a committee to prepare the Address.

Mr. Trimble moved that the House do now adjourn till to-morrow (Thursday) at 3 o'clock, p. m.

Carried.

Thursday, the 20th day of March, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, McDonald, Coles, Burnaby, Franklin, Trutch.

The former Minutes having been read and confirmed.

Message from His Excellency the Governor transmitting a despatch from The Duke of Newcastle to Governor Douglas.

Downing Street
19th October 1861

Sir

I have had under my consideration your Despatch No. 24, of the 25th March last, transmitting an Address from the House of Assembly of Vancouver Island, in which they pray for the assistance of Her Majesty's Government in extinguishing

the Indian Title to the Public Lands in the Colony, and set forth the evils that may result from a neglect of this precaution.

I am fully sensible of the great importance of purchasing without loss of time the Native title to the soil of Vancouver Island; but the requisition of the title is a purely Colonial Interest, and the Legislature must not entertain any expectation that the British Tax payer will be burthened to supply the funds, or British Credit pledged for the purpose. I would earnestly recommend therefore to the House of Assembly that they should enable you to procure the requisite means; but if they should not think proper to do so, Her Majesty's Government cannot undertake to supply the money requisite for an object which, whilst it is essential to the interests of the people of Vancouver Island, is at the same time purely Colonial in its character, and trifling in the charge that it would entail.

(sgd.) Newcastle

On Motion of Mr. Ring Ordered that a New Writ be issued for the Town of Esquimalt in room of G. T. Gordon resigned.

Mr. Ring gave notice of Motion.

That an Address be presented to H. E. the Governor praying him to declare the Port of Nanaimo to be henceforth a Port of Entry.

Mr. Ring notice of Motion to bring in a Bill to amend the registration of Voters Act 1860 so as to enable Voters in remote districts to register their Votes in the District.

Also A Bill to protect the property of a Wife deserted by her Husband.

Mr. Cary gave notice that he would introduce the Estimates tomorrow Friday.

Mr. McDonald gave notice of Motion.

That H. E. the Governor be respectfully requested to appoint some competent person to act as Assessor for the Town of Victoria in conjunction with the present Assessors.

Mr. Burnaby moved seconded by Mr. Trutch the following Address to H. E. the Governor's Speech, which was carried unanimously.

That this House has heard with satisfaction the Address of H. E. the Governor and will proceed to take the important Communications therein contained into consideration with all despatch.

House adjourned until Friday 21st March at 3 oclock P. M.

J. S. Helmcken
Speaker.

Friday, the 21st day of March, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Trimble, Trutch, Burnaby, Southgate, Franklin, Tolmie, McDonald.

The former Minutes having been read and confirmed.

Message from H. E. the Governor transmitting the detailed Estimates of the Revenue & Expenditure of the Colony of Vancouver Island for the year ending the 31st December 1862.

Mr. McDonald Motion.

That His Excellency the Governor be respectfully requested to appoint some competent person to Act as Assessor for the Town of Victoria in conjunction with the present Assessors.

Carried.

Mr. Cary gave notice of Motion.

That the House do go into Committee of Supply on Monday next 24th March.

House adjourned until Monday 24th March at 3 oclock P. M.

J. S. Helmcken
Speaker.

Monday, the 24th day of March, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Burnaby, Franklin, Trimble, Tolmie.

The former Minutes having been read and confirmed.

Mr. Franklin presented Report of committee of Condolence to Her Majesty on the death of H. R. H. the Prince Consort.

Agreed to. Read 1st time.

Mr. Cary moved that a Supply be granted & they do go into Committee of the Whole.

Mr. Burnaby seconded.

On Motion that Mr. Speaker do now leave the Chair.

The House divided.

Ayes: 2.

Messrs. Cary
Burnaby

Noes: 4.

Messrs. Tolmie
Ring
Franklin
Trimble

Motion lost.

The House adjourned until 3 oclock Tuesday 25 March 1862.

J. S. Helmcken
Speaker

Tuesday, the 25th day of March, 1862

A quorum not being present the House adjourned until Wednesday 26th inst. at 3 oclock P. M.

Speaker.

Wednesday, the 26th day of March, 1862

Present: Mr. Speaker, Attorney General, and Messrs. Southgate, Trimble, Franklin, Ring, Burnaby, McDonald, Tolmie.

The former Minutes having been read and confirmed.

The Address of Condolence to Her Most Gracious Majesty.

Read 2nd time.

Mr. Cary moved that the House go into Committee of Supply.

Agreed to.

Mr. Trimble moved seconded by Mr. Attorney General That Mr. Franklin be Chairman of Ways & Means.

The House then went into Committee of Supply.

Mr. Franklin in the Chair.

Moved by the Attorney General & seconded by Mr. Ring that a Supply be granted.

Question put and carried.

Mr. Burnaby proposed that the Committee report progress and ask leave to sit again.

Agreed to.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Agreed to.

Mr. Franklin gave notice of Motion.

I give notice that I shall move in Committee of Supply that in addition to the sum of £6000 for Roads, Streets and Bridges, that a further Tax of $\frac{5}{8}$ ths of one per cent be levied upon the Market value of the Real Estate situate in the Town of Victoria, and that the monies to be collected therefrom be specially appropriated for the Improvement of the Streets and be called the Victoria Street fund.

House adjourned until 3 oclock Thursday 27th March.

J. S. Helmcken
Speaker.

Report of Committee on Address of Condolence to Her Majesty the Queen.

We your Majesty's faithful & loyal subjects Members of the House of Assembly of the Colony of Vancouver Island in Parliament assembled beg humbly to express our deep sympathy with your most Gracious Majesty & the Royal Family in the affliction with which under the Divine Dispensation you have been visited by the untimely death of H. R. H. the Prince Consort.

We cannot but feel the loss as one that has befallen the whole Nation, & which will be deeply deplored by your Majesty's subjects throughout your wide spread dominions, but we trust that the memory of the active & intellectual mind, and the many virtuous and noble qualities of the late Prince may be cherished by Englishmen as an example, and may influence through future generations the stability and progress of our Country.

Thursday, the 27th day of March, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Burnaby, Southgate, Franklin, McDonald, Tolmie.

The former Minutes having been read and confirmed.

Message from His Excellency the Governor.

27 March 1862

Gentlemen

I have received information that Small pox has made its appearance in Victoria, and that several cases have occurred. It is desirable that instant measures should be adopted to prevent the spread of the infection, and I would therefore strongly recommend to the House the immediate appropriation of a sum of £400 to enable me to prosecute such measures, by causing a separate building in an isolated position to be devoted to the reception of the present cases, and of others that may occur, and by making arrangements for their proper care and treatment.

sgd. James Douglas
Governor.

Mr. Ring presented a Petition from the Pilots of the Ports of Victoria & Esquimalt.
Ordered to lie on the Table.

Mr. Ring presented a "Bill to protect the property of a Wife deserted by her Husband."

Mr. Ring Motion "That Nanaimo be henceforth a Port of Entry."

The House divided.

Ayes: 3 Noes: 4.

Motion lost.

House went into Committee of Supply.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

House adjourned until Friday 28th March at 3 oclock P. M.

J. S. Helmcken
Speaker.

Friday, the 28th day of March, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Burnaby, Franklin, McDonald, Tolmie, Trimble.

The former Minutes having been read and confirmed.

House went into Committee of Supply.

Mr. Franklin in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

House adjourned until Monday 31st March 1862 at 3 oClock P. M.

J. S. Helmcken
Speaker.

Monday, the 31st day of March, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Trimble, Tolmie, Burnaby, Southgate, McDonald, Coles, Harris.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor.

31st March 1862

I have the honor to enclose herewith, the Return to the Writ issued for the election of a Member to serve in the present Parliament for the Town of Esquimalt.

(sgd.) James Douglas
Governor

Mr. Harris having taken the oath took his seat as Member for the Town of Esquimalt.

Mr. Burnaby's Motion "For a Report shewing the result of the Investigation into the accounts and finances of the late Postmaster."

Agreed to.

House went into Committee of Supply.

Mr. Burnaby in the Chair—Pro Tem. during the absence of Mr. Franklin.

The letter from His Excellency of the 27th March relative to small pox having made its appearance and asking for the sum of £400. to adopt measures to prevent the spread of the infection, was taken into consideration and Carried unanimously.

Other Items were taken into consideration.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

House then adjourned until Tuesday 1st April 1862 at 3 oClock P. M.

J. S. Helmcken.
Speaker.

Tuesday, the 1st day of April, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Harris, Tolmie, Trimble, Burnaby, McDonald, Coles.

The former Minutes having been read and confirmed.

Mr. Harris gave notices of Motion.³⁰

³⁰ *Colonist*, 2 April 1862: "Mr. Harris gave notice that to-morrow he would move that the Surveyor General within seven days furnish this House with a return stating the amount of instalments now due, and that will become due within the year 1862, upon all Crown lands sold in Vancouver Island, with the owner's name set opposite.

"Mr. Harris also gave notice that on the 11th day of April he would move that the House of Assembly petition His Excellency the Governor to by proclamation postpone for one year all the instalments due and that will become due upon the lands on Vancouver Island for the year 1862."

House in Committee of Supply.

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Grant of £400 for the erection of a building for the reception of persons having Small Pox, had been agreed to, and that the Committee had made progress with the Estimates and ask for leave to sit again.

Leave granted.

House adjourned until Wednesday 2nd April 1862 at 3 oclock P. M.

J. S. Helmcken
Speaker.

Wednesday, the 2nd day of April, 1862

Present: Mr. Speaker, Attorney General, and Messrs. Ring, Harris, Coles, Trimble, Burnaby, Southgate, Tolmie, McDonald.

The former Minutes having been read & confirmed.

Mr. Harris Motion agreed to.

House in Committee of Supply.

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

House adjourned until Thursday 3rd April at 3 oclock P. M.

J. S. Helmcken
Speaker.

Thursday, the 3rd day of April, 1862

Present: Mr. Speaker, Attorney General, and Messrs. Ring, Burnaby, Tolmie, Coles, Trimble, Southgate, McDonald, Harris.

The former Minutes having been read and confirmed.

Mr. Cary gave notice of Motion.³¹

Read 1st time a Bill to protect the property of Wife deserted by her Husband.

House in Committee of Supply.

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

House adjourned until Friday 4th April 1862 at 3 oClock P. M.

J. S. Helmcken
Speaker

³¹ *Colonist*, 4 April 1862: "Mr. Cary gave notice that on the 4th of April he should introduce a bill to authorise the Chief Justice of the Supreme Court to appoint special commissioners to take the separate examination of married women."

Friday, the 4th day of April, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Coles, Ring, Burnaby, Trimble, Tolmie, McDonald.

The former Minutes having been read & confirmed.

Mr. Burnaby gave notice of Motion.³²

House then went into Committee of Supply

Mr. Burnaby in the Chair.

Mr. Chairman reported progress and asked for leave to sit again.

Leave granted.

Report agreed to and read 1st time.

House adjourned until Monday at 3 o'clock 7th April 1862.

J. S. Helmcken
Speaker.

Monday, the 7th day of April, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Burnaby, Trutch, Southgate, McDonald, Tolmie.

The former Minutes having been read & confirmed.

Mr. Ring asked leave to bring in a Bill to amend the Real Estate Tax.

Leave granted.

Mr. Burnaby moved for a Report of all transactions under the Land Registry Act 1860, from the opening of the Registry Office to date.

Seconded by Mr. Atty. General Cary.

Agreed to.

Mr. Tolmie moved that the Estimates be recommitted in order that the sum of £2000 for Road to Cowichan & extinction of Indian Title be reconsidered.

Seconded by Mr. Southgate.

Ayes: 4. Noes: 2.

Agreed to.

Mr. Speaker read Messages from H. E. the Governor No. 1. 2. 3. 4.

House adjourned until Tuesday 8th April at 3 o'clock P. M.

J. S. Helmcken
Speaker

V. V. I. 4 April 1862

Gentlemen

I have the honor to acknowledge the receipt upon this date of your Speakers communication conveying an Address of Condolence to Her Majesty upon the death of H. R. H. the Prince Consort & I beg to acquaint the House, that the said Address shall be forwarded by the earliest opportunity to the Secretary of State for the Colonies for presentation to Her Majesty.

(sgd.) James Douglas

³² *Colonist*, 5 April 1862: "Mr. Burnaby gave notice that on Monday, 7th April, he should move for a report of all transactions under the Land Registry Office to date."

4th April 1862

Gentlemen

I have &c. to acknowledge the receipt of Your Speakers communication of yesterdays date conveying Resolutions of the House to the following effect.

1st That a Return of Instalments now due on Land & that will become due during the year 1862 be furnished to the House.

2 That a Building be erected near the Royal Hospital to suit the purposes mentioned in my Message of the 27th March 1862 & that the sum of £400 be voted for the support of the Establishment.

With respect to the 1st I have given instructions for the Return to be prepared without delay, & it shall be forwarded to the House as soon as ready.

In regard to the 2nd, I will act in conformity with the recommendation of the House according as circumstances may require.

(sgd.) James Douglas
Governor

7th April 1862

Gentlemen

I have had under consideration the Resolution conveyed to me in your Speakers Communication of the 20th January last, to the effect that Interest be no longer charged on instalments on Land (in consideration of such land being now subject to annual taxation).

2 I apprehend it is not competent to me to make the remission requested for the reason that no power is vested in me to alter the terms of payment, or to annul any provisions of the Contract entered into with the Hudson's Bay Company by persons who have purchased land in this Colony.

3 I am however on other grounds distinctly opposed to any interference with such contracts, as such a proceeding would unsettle the whole land transactions of the Colony, and might involve the Government in very serious liabilities.

(sgd.) James Douglas
Governor.

7th April 1862

Gentlemen

Acknowledging the Resolution passed on the 21st day of March 1862 requesting that some competent person be appointed to act as Assessor for the Town of Victoria in conjunction with the present Assessors.

In reply thereto I beg to acquaint the House that having some doubts as to the legality of the appointment of an Assessor at this period as proposed I referred the matter for the opinion of the Law Officer of the Crown, That opinion I transmit herewith for the information of the House.³³

Had I been aware at an earlier period of the wishes of the House that three Assessors should be appointed for the Town of Victoria, I should have been most happy to meet them as my only object in employing Two instead of Three Assessors, as last year, was to effect a saving of expense in collecting the one per Cent Tax.

sgd. James Douglas
Governor.

Tuesday, the 8th day of April, 1862

A quorum not being present the House adjourned until Wednesday 9th April at 3 oclock P. M.

Speaker.

³³ For Attorney General Cary's opinion, see Vancouver Island, House of Assembly, Correspondence Inward, 27 July 1860 to 11 March 1864, pp. 60-61, PABC.

Wednesday, the 9th day of April, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Trimble, Trutch, Burnaby, Southgate, Tolmie, McDonald.

The former Minutes having been read and confirmed.

The House in Committee of Supply, reconsideration of the Estimates.

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

Leave granted.

Mr. Cary gave notice of Motion.³⁴

Mr. McDonald gave notice of Motion.³⁵

Mr. Tolmie gave notice of Motion.³⁶

House adjourned until Monday 14th April 1862 at 3 oclock P. M.

J. S. Helmcken
Speaker.

Monday, the 14th day of April, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Southgate, McDonald, Harris, Tolmie.

The former Minutes having been read & confirmed.

Mr. Speaker read message from His Exy. the Governor enclosing a Return of instalments due or to become due on Public lands during the current year.

Mr. McDonald moved—seconded by Mr. Harris for a Copy of the Report made by the Court of Revision under the one per cent tax Act 1860—with reference to the Assessment for 1861.

Agreed to.

Mr. Cary moved that the House go into Committee of Ways and Means tomorrow.

Agreed to.

2nd Reading of the Estimates as reconsidered.

2nd Reading of Bill to protect the property of a Wife deserted by her Husband.

Ordered to be Committed.

Dr. Tolmie motion for a Select Committee to prepare a scheme for the expenditure of the Amount voted for Educational purposes.

Committee: Messrs. Tolmie, Southgate, Burnaby.

House adjourned until Tuesday 15th April 1862 at 3 oclock P. M.

J. S. Helmcken
Speaker.

³⁴ See minutes for 14 April 1862, below.

³⁵ *Ibid.*

³⁶ *Ibid.*

Tuesday, the 15th day of April, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Southgate, Harris, Burnaby, Trutch, Trimble, Tolmie.

The former Minutes having been read & confirmed.

House in Committee of Ways & Means.

Mr. Burnaby in the Chair.

Mr. Franklin's Motion postponed.

Mr. Trimble Motion postponed.

Mr. Harris brought forward his Motion.

Mr. Trutch moved the following Amendment.

That this House in consideration of the severity of the past winter & consequent losses to the Farmers of this Colony recommend H. E. to exercise the utmost possible leniency in extending the period for payment of unpaid instalments on the purchase of Crown Lands—especially on behalf of those who have improved or are actually in occupation of the Land on which the instalments are due.

Carried.

Mr. Speaker resumed the Chair.

The Chairman reported progress & asked leave to sit again.

House adjourned until Wednesday 16th April at 7 oclock.

Speaker.

Wednesday, the 16th day of April, 1862

Present: Mr. Speaker and Messrs. McDonald, Harris, Southgate, Trimble, Burnaby, Coles, Trutch, Tolmie.

The former Minutes having been read and confirmed.

House in Committee [on] Ways and Means.

Mr. Burnaby in the Chair.

Mr. Trimble brought forward his Motion "To reject the Grant of £400 for charitable allowances and substitute therefor the sum of 4s/2d be levied upon each Passenger arriving in the Colony."

House divided.

Ayes: 4. Noes: 4.

Chairman gave the casting Vote. 1 Majority.

Motion lost.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

House adjourned until Friday 25th April at 3 oclock—Easter Holidays.

J. S. Helmcken
Speaker

Friday, the 25th day of April, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Harris, Burnaby, Tolmie, McDonald.

The former Minutes having been read and confirmed.

Mr. Tolmie presented Bill to enable the Surveyor General of Vancouver Island to authorise the closing of part of the old Saanich and Burnside road, also known as the north road.

Mr. McDonald seconded.

Read 1st time.

House in Committee on Ways & Means.

Mr. Burnaby in the Chair.

Mr. Attorney General brought in Bill of Supply to apply the sum of £6875 out of the General Revenue for the payment of certain Salaries and expenses for the Service of the year 1862.

Read 1st time.

Mr. Attorney General brought in Bill of Supply to apply the sum of £18576 out of the General Revenue of the Colony of Vancouver Island and its Dependencies to the service of the year 1862.

Read 1st time.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

House adjourned until Monday 28th April 1862 at 3 o'clock P. M.

J. S. Helmcken
Speaker

Monday, the 28th day of April, 1862

A quorum not being present the House adjourned until Tuesday 29th inst. at 3 o'clock P.M.

J. S. Helmcken
Speaker.

Tuesday, the 29th day of April, 1862

A quorum not being present the House adjourned until Wednesday 30th inst. at 3 o'clock P.M.

J. S. Helmcken
Speaker

Wednesday, the 30th day of April, 1862

A quorum not being present the House adjourned until Thursday 1st May at 3 o'clock P. M.

J. S. Helmcken
Speaker.

Thursday, the 1st day of May, 1862

A quorum not being present the House adjourned until Friday at 3 o'clock P. M.

J. S. Helmcken
Speaker.

Friday, the 2nd day of May, 1862

A quorum not being present the House adjourned until Monday 5th inst. at 3 o'clock P. M.

J. S. Helmcken
Speaker

Monday, the 5th day of May, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Trimble, Southgate, Franklin, Tolmie, Trutch, Ring.

The former Minutes having been read and confirmed.

Mr. Trimble presented Petition from the Gas Company Extension of time.

Referred to Standing Order Committee on Private Bills.

2nd Reading of Bills of Supply £18576 & £6875.

2nd Reading of Bill to authorise the closing of certain parts of the Saanich and Burnside Roads.

House in Committee of Supply.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

Read 1st time Bill to authorise the Governor to borrow the sum of £20,000 upon the security of the Revenue of the Colony for the formation of Roads.

Read 1st time Bill to authorise the Governor to borrow money for temporary purposes.

House adjourned until Tuesday 6th May at 3 o'clock P. M.

Speaker

Tuesday, the 6th day of May, 1862

Present: Mr. Speaker, Attorney General, and Messrs. Trimble, Harris, Franklin, Trutch, Tolmie.

The former Minutes having been read and confirmed.

Mr. Harris gave notice of Motion.³⁷

Mr. Franklin's motion asking for a Return of the Revenue received from the 1st of January to the 30th April from the Harbor Dues and Postal Dues.

Agreed to.

House in Committee.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported the Committee had agreed to the Bills of Supply for the sums of £18576 and £6875, and the "Stamp Act" had been considered also in Committee.

Read 1st time "The Stamp Act."

Ordered to be printed.

House adjourned until Wednesday 7th May at 3 o'clock P. M.

J. S. Helmcken
Speaker.

Wednesday, the 7th day of May, 1862

A quorum not being present the House adjourned until Thursday 8th inst. at 3 o'clock P. M.

J. S. Helmcken
Speaker

Thursday, the 8th day of May, 1862

A quorum not being present the House adjourned until Friday 9th inst. at 3 o'clock P. M.

J. S. Helmcken
Speaker

³⁷ *Colonist*, 7 May 1862: "Mr. Harris gave notice of a motion for leave to bring forward on Friday a bill for the purpose of constructing a road from Victoria to Nanaimo."

Friday, the 9th day of May, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Harris, Trimble, McDonald, Tolmie.

The former Minutes having been read and confirmed.

Read 3rd time Bills of Supply for the sums of £18576 and £6875.

House in Committee on Bill to protect the property of a Woman deserted by her Husband.

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill under their consideration had made Amendments thereto and agreed to the same.

House in Committee on "Burnside Road Bill."

Mr. Burnaby in the Chair.

The Chairman reported that the Committee had made Amendments thereto and agreed to the same.

House adjourned until Monday 12th inst. at 3 oclock P. M.

J. S. Helmcken
Speaker.

Monday, the 12th day of May, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Harris, Trimble, Franklin, Burnaby, Tolmie.

The former Minutes having been read and confirmed.

2nd Reading of Loan Bill £20000.

2nd Reading of Loan Bill £4000.

To be committed.

3rd Reading of Bill [to protect the property of] a Wife deserted by her Husband.

3rd Reading of "Burnside Road Act" postponed for seven days.

1st Reading of Bill to authorise the Chief Justice of Vancouver Island and its Dependencies to make certain necessary appointments.

Mr. Harris gave notice of Motion.³⁸

House adjourned until Tuesday 13 May at 3 oclock P. M.

J. S. Helmcken
Speaker

³⁸ *Colonist*, 13 May 1862: "Mr. Harris gave notice of a resolution on Friday next, asking His Excellency to raise a loan sufficient to cause to be made a trunk road, 16 feet wide, direct to Nanaimo, with branches thereto."

Tuesday, the 13th day of May, 1862

A quorum not being present the House adjourned until Wednesday 14th May at 3 oclock P. M.

J. S. Helmcken
Speaker

Wednesday, the 14th day of May, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Harris, Trimble, Franklin, Tolmie, McDonald, Burnaby.

The former Minutes having been read and confirmed.

Mr. Franklin brought up the Report of the Private Bill Committee on the Petition of the Gas Company.

Report agreed to.

Mr. Ring brought in Bill to enlarge the time limited by the Victoria Gas Company's Extension Act 1861 for the establishment of Gas Works and Buildings by the Victoria Gas Company.

Read 1st time.

House in Committee on Loan Bills for raising £20000. and £4000.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported the Committee having the Bills referred to them under consideration had made Amendments thereto and agreed to the same.

To go to 3rd Reading.

House adjourned until Thursday 15th May 1862 at 3 oclock P. M.

J. S. Helmcken
Speaker.

Thursday, the 15th day of May, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Harris, Trimble, Burnaby, Ring, Tolmie.

The former Minutes having been read and confirmed.

Mr. Speaker read messages from His Excellency the Governor enclosing a Return shewing the Amount of Revenue received from the Harbour Dues, and Pental Dues, and Report by the Court of Revision under the Real Estate Tax Act of 1860.

3rd Reading of Loan Bill £20,000 and 3rd Reading of Loan Bill £4000.

House in Committee to consider the Petition of the Pilots.

Mr. Burnaby in the Chair.

The Chairman reported progress stating it was out of Order.

House adjourned until Friday 16 May at 3 oclock P. M.

Speaker.

Friday, the 16th day of May, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Harris, Trimble, Franklin, McDonald, Ring.

The former Minutes having been read & confirmed.

Mr. Harris presented a Petition against the Stamp Act.

Read 1st time Bill to Incorporate the Town of Victoria.

Ordered to be Printed.

House in Committee of the Whole on "Mr. Harris Motion to ask H. E. the Governor to raise a loan sufficient to cause to be made a Trunk Road 16 feet wide direct to Nanaimo with Branches thereto."

Mr. Franklin in the Chair.

Mr. Helmcken moved "That His Excellency be respectfully requested to cause a trail not less than six feet wide be opened from Langfords Lake to the Kommocks Country."

Amendment agreed to.

The Chairman reported progress. "That the Amendment had been agreed to."

2nd Reading of Bill to authorize the Chief Justice to make certain appointments.

House adjourned until Monday 19 May at 3 oclock P. M.

J. S. Helmcken
Speaker

Monday, the 19th day of May, 1862

A quorum not being present the House adjourned until Tuesday 20th May at 3 oclock P. M.

J. S. Helmcken
Speaker

Tuesday, the 20th day of May, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Harris, Burnaby, Trimble.

The former Minutes having been read & confirmed.

2nd Reading of Resolution to cause a trail to be made from Langfords Lake to the Kommocks Country.

Mr. Trimble presented a Petition against the Burnside Road Act.

Mr. Cary introduced a Bill to confirm the appointment of certain Members of the Court of Revision.

Read 1st time.

2nd Reading of Stamp Act.

2nd Reading of Gas Company Extension Bill.

House in Committee on Bill to authorise the Chief Justice to make certain necessary appointments.

Mr. Harris in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

House adjourned until Wednesday 21 May at 3 oclock P. M.

J. S. Helmcken
Speaker.

Wednesday, the 21st day of May, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Franklin, Tolmie, Trimble, Harris.

The former Minutes having been read and confirmed.

Burnside Road Act recommitted.

2nd Reading of Bill to confirm the appointment of certain Members of the Court of Revision.

House in Committee of Ways & Means on An Act to amend the Victoria & Esquimalt Dues Act.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported leave given to bring in the Bill.

Read 1st time.

House in Committee on "Bill to confirm the appointment of certain Members of the Court of Revision."

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported the Committee having the Bill referred to them under their consideration had made Amendments thereto and agreed to the same.

House adjourned until Thursday 22nd inst. at 3 oclock P. M.

J. S. Helmcken
Speaker.

Thursday, the 22nd day of May, 1862

A quorum not being present the House adjourned until Friday 23rd inst. at 3 oclock P. M.

J. S. Helmcken
Speaker

Friday, the 23rd day of May, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Burnaby, Franklin, McDonald.

The former Minutes having been read & confirmed.

3rd Reading of Bill to appoint Revisors.

1st Reading of Harbour Dues Act.

Mr. Speaker read message from The Honble. Council enclosing Bills of Supply, one for the sum of £6875, the other for the sum of £18576.

House in Committee on Bill to authorise the Chief Justice to make certain appointments.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported the Bill with Amendments.

Report agreed to.

2nd Reading of "Incorporation Bill" Town of Victoria.

House adjourned until Tuesday 27th inst. at 3 oclock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 27th day of May, 1862

Present: Mr. Speaker and Messrs. Ring, McDonald.

House counted. A quorum not being present House adjourned until Wednesday 28th inst. at 3 oclock P. M.

Speaker.

Wednesday, the 28th day of May, 1862

Present: Mr. Speaker.

A quorum not being present the House adjourned until Thursday 29th May at 3 oclock P. M.

Speaker

Thursday, the 29th day of May, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Franklin, Ring, Harris, Tolmie.

The former Minutes having been read & confirmed.

Mr. Franklin brought up the Report of the Committee on the Gas Bill.

Report agreed to.

Ordered to go to 3rd Reading.

Read 3 time Bill to authorise the Chief Justice to make certain necessary appointments.

2nd Reading of Bill to amend the Harbour Dues Act 1860.

House in Committee of the whole on "Burnside Road Act."

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee had made amendments thereto and agreed to the same.

Ordered to go to 3rd Reading.

House in Committee of the whole on "Incorporation Bill" "Bill to Incorporate the City of Victoria."

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

House adjourned until Friday 30th inst. at 3 oclock P. M.

J. S. Helmcken
Speaker.

Friday, the 30th day of May, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Trimble, Harris, McDonald, Franklin.

The former Minutes having been read and confirmed.

Mr. Speaker read message from H. E. the Governor.

"Assent to the Vancouver Island Temporary Loan Act 1862" and "Recommending that a suitable Building be immediately erected for a Powder Magazine" at the Public Expense.

Estimates 1862.

Supplemental.

Powder Magazine.

For the erection of a suitable Building for the safe storage of Gunpowder.

Seven hundred pounds £700.

House in Committee on "Bill to Incorporate the City of Victoria."

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

House adjourned until Monday 2nd June at 3 oclock P. M.

J. S. Helmcken
Speaker

Monday, the 2nd day of June, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Tolmie, Burnaby, Ring.
The former Minutes having been read and confirmed.

3rd Reading of Burnside Road Act.

1st Reading of "Bill to establish Fire limits within the Town of Victoria."

House in Committee of the Whole on "Bill to enlarge the time limited by the Victoria Gas Companys Act 1860 and the Victoria Gas Companys Extension Act 1861 for the establishment of Gas Works & Buildings by the Victoria Gas Company.

Mr. Tolmie in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress That the Bill had passed the Committee.
Ordered to go to 3rd Reading.

House adjourned until Wednesday 4th June at 3 oclock P. M.

J. S. Helmcken
Speaker.

Wednesday, the 4th day of June, 1862

A quorum not being present the House adjourned until Thursday 5 June at 3 oclock P. M.

Speaker.

Thursday, the 5th day of June, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Franklin, Burnaby, Trimble.

The former Minutes having been read and confirmed.

The House went into Committee of the Whole on "Incorporation Bill."

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Friday, the 6th day of June, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Franklin, Burnaby, Trutch, Tolmie.

The former Minutes having been read and confirmed.

House in Committee of the Whole on Incorporation Bill.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

House adjourned until Monday 9th June at 3 oclock P. M.

J. S. Helmcken
Speaker.

Monday, the 9th day of June, 1862

Present: Mr. Speaker, Attorney General, and Messrs. Franklin, Foster, Trimble, Tolmie, Burnaby, Harris.

The former Minutes having been read and confirmed.

3rd Reading of "Gas Company's Bill."

2nd Reading of Bill to establish Fire limits within the town of Victoria.

House in Committee on Bill to Incorporate the City of Victoria.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under consideration had made Amendments thereto and agreed to the same.

3rd Reading of Bill to Incorporate the City of Victoria.

House adjourned until Tuesday 10 June 1862 at 3 oclock P. M.

J. S. Helmcken
Speaker

**Tuesday, the 10th day of June to
Friday, the 27th day of June, 1862**

A quorum not being present the House adjourned until Friday 27th June at 3 o'clock P. M.

Speaker.

Friday, the 27th day of June, 1862

Present: Mr. Speaker and Messrs. Ring, Harris, Trimble, Tolmie.

The former Minutes having been read and confirmed.

Mr. Speaker read message from H. E. the Governor enclosing copies of correspondence.

No. 1 Bishop [Modeste] Demers to the Acting Colonial Secretary.

No. 2 Petition of the Pilots of Victoria to H. E. the Governor.

No. 3 Correspondence of the Victoria Fire Department.

H. E. the Governor assent to the Revisors Confirmation Act 1862 (12 June 1862).

23 June 1862

Gentlemen

I have the honor to enclose herewith copy of a letter from the Surveyor General to the Colonial Secretary, containing an Estimate of the approximate cost of a Trail not less than six feet wide from Langfords Lake to the Kommocks Country.

(sgd.) James Douglas

Lands & Works Office

Sir

I have the honor to state for His Excellency's information, that having carefully examined Capt. Richards recent Coast survey, I find the distance from Victoria to Comax to be about 150 English Miles, and that I can promise to execute the work in question, in a satisfactory manner, paying all surveying & superintending expenses, for a sum not exceeding £5000.

(sgd.) J. Despard Pemberton

Message from Hon. Council sending An Act to authorise the Governor of Vancouver Island to borrow the sum of £20,000 upon the security of the Revenue of the Colony for the formation of Roads—with Amendments.

Also An Act to protect the property of a Wife deserted by her Husband—with Amendments.

Read 1st time An Act to authorise the appointment of a Sanatory Commission for the Town of Victoria, and to define the powers thereof.

House adjourned until Monday 30th June 1862 at 3 o'clock P. M.

J. S. Helmcken
Speaker.

Monday, the 30th day of June, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Franklin, Harris.
The former Minutes having been read and confirmed.

2nd Reading of Bill to authorise the appointment of a Sanatory Commission for the Town of Victoria & to define the powers thereof.

House in Committee on "Bill to establish Fire limits within the Town of Victoria."

Mr. Harris in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto and agreed to the same.

House in Committee on "Bill to authorise the appointment of a Sanatory Commission for the Town of Victoria, and to define the powers thereof."

Mr. Harris in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

House adjourned until Tuesday 1st July at 3 oclock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 1st day of July, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Harris, Franklin, Trimble.

The former Minutes having been read and confirmed.

House in Committee on Victoria and Esquimalt Harbor Dues Act 1862.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

Leave granted.

House in Committee on "Bill to establish the Fire limits in Victoria" (Recommittal).

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto and agreed to the same.

3rd Reading of "Bill to establish the Fire limits in Victoria."

House adjourned until Wednesday 2nd July 1862 P. M.

J. S. Helmcken
Speaker

Wednesday, the 2nd day of July, 1862

A quorum not being present the House adjourned until Thursday 3rd July at 3 o'clock
P. M.

J. S. Helmcken
Speaker.

Thursday, the 3rd day of July, 1862

A quorum not being present the House adjourned until Friday 4th July at 3 o'clock
P. M.

J. S. Helmcken
Speaker.

Friday, the 4th day of July, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Harris, Trimble, Franklin.
The former Minutes having been read & confirmed.

Mr. Speaker read message from H. E. the Governor "Assent to the Victoria Gas
Companys Extension Act 1862"—July 3rd 1862.

Also Message from the Hon. Council returning Bill to authorise the Chief Justice
of Vancouver Island to make certain necessary appointments—with amend-
ments.

Also The Burnside Road Act 1862 with amendments, and A Bill from the
Hon. Council "To amend an Act for the preservation of Game."

Read 1st time.

House in Committee on Sanatory Bill.

Mr. Harris in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them
under their consideration, had made amendments thereto and agreed to the
same.

Ordered to go to 3rd Reading.

House in Committee on "Bill to authorise the Chief Justice to make certain appoint-
ment[s]" (Hon. Council Amendments).

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported the Council Amendments agreed to.

House in Committee on "Harbour Dues Act 1862."

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

House adjourned until Monday 7th July at 3 oclock P. M.

J. S. Helmcken
Speaker

Monday, the 7th day of July, 1862

A quorum not being present the House adjourned until Tuesday 8th July at 3 oclock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 8th day of July, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Harris, Franklin.
The former Minutes having been read & confirmed.

Read 3rd time "Sanatory Bill."

Council Amendments to "Bill to protect the property of a Wife deserted by her Husband."

Agreed to.

Council Amendments to "Burnside Road Act."

Amendments made thereto and agreed to.

House in Committee on Harbour Dues Act.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

House adjourned until Wednesday 9th July at 3 oclock P. M.

J. S. Helmcken
Speaker

Wednesday, the 9th day of July, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Harris, Franklin, Trimble, Tolmie, Southgate.

The former Minutes having been read and confirmed.

House went into Committee on Harbour Dues Act 1862.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

House adjourned until Thursday 10th July at 3 oclock P. M.

J. S. Helmcken
Speaker

Thursday, the 10th day of July, 1862

A quorum not being present the House adjourned until Friday 11th July 1862 at 3 oclock P. M.

J. S. Helmcken
Speaker.

Friday, the 11th day of July, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Trimble, Franklin, Tolmie, Trutch.

The former Minutes having been read and confirmed.

House in Committee on "Harbour Dues Act."

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported the Committee having the Bill referred to them had made amendments and agreed to them.

His Excellency the Governor Assent to

"Provisional Appointments Act 1862."

"Victoria Fire Limit Act 1862."

"Act to protect the property of a Wife deserted by her husband."

Message from Hon. Council.

11 July 1862

I am directed by the President of the Legislative Council to acknowledge the receipt of a communication dated this day, from your Hon. House, enclosing "An Act to enable the Surveyor General to authorise the closing of part of the old Saanich and Burnside Road, also known as the North Road" with an Amendment of the House of Assembly to the Councils Amendment thereto, and I am instructed to state that Council are unable to agree to the amendment proposed by your Honorable House, for the reason that the rights of the public are not protected thereby.

sgd. Joseph Porter
Acting Clerk of Council

House adjourned until Monday 14th July at 3 oclock P. M.

J. S. Helmcken
Speaker.

Monday, the 14th day of July, 1862

A quorum not being present the House adjourned until Tuesday 15th inst. at 3 o'clock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 15th day of July, 1862

A quorum not being present the House adjourned until Wednesday 16th inst. at 3 o'clock P. M.

J. S. Helmcken
Speaker.

Wednesday, the 16th day of July, 1862

A quorum not being present the House adjourned until Thursday 17th inst. at 3 o'clock P. M.

J. S. Helmcken
Speaker.

Thursday, the 17th day of July, 1862

A quorum not being present the House adjourned until Friday 18th inst. at 3 o'clock P. M.

J. S. Helmcken
Speaker.

Friday, the 18th day of July, 1862

A quorum not being present the House adjourned until Tuesday 22nd July at 3 o'clock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 22nd day of July, 1862

Present: The Attorney General and Messrs. Harris, Burnaby, Franklin, Trimble, Ring.

The former Minutes having been read and confirmed.

Mr. Ring presented two Petitions from Inhabitants of Nanaimo.

1 Praying the House will take the necessary measures to have a Court established for the recovery of small debts.

2ndly Asking for a Mail subsidy.

Ordered to lie on the table.

House in Committee of Supply "For the erection of a Powder Magazine £700."³⁹

Letter from Fire Department asking for a further grant.

Letter from Bishop Demers—Education grant.

Pilot Petition.

Comax Country [trail proposal] to lie on the Table.

Burnside Road Act Resolution.

In consequence of no quorum being present the Committee rose and will report next meeting.

Adjourned. until 23 July.

Wednesday, the 23rd day of July, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Harris, Trimble, Tolmie, Ring.

The former Minutes having been read and confirmed.

The Chairman reported the previous days proceedings "Committee of Supply."

Agreed to.

Mr. Cary introduced a Bill relative to the storage of Gunpowder.

(To be considered in Committee).

Message from the Hon. Council asking for a conference relative to the Burnside Road Act at 1 oclock Friday at the Council Chamber.

Agreed to.

Message from the Hon. Council "Amendments to a Bill to Incorporate the City of Victoria."

Read 1st time.

Resolved by the House to ask for a conference on Council Amendments to £20,000 Loan Bill.

House in Committee on "Gunpowder Act."

Mr. Burnaby in the Chair.

House in Committee on "Stamp Act."

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

³⁹ The remaining minutes for this day were entered in pencil in the original.

A Bill to authorise the Governor of Vancouver Island to erect a powder Magazine for the Custody of Gunpowder (presented by Mr. Cary).

Read 1st time.

House adjourned until Friday 25 July 1862.

J. S. Helmcken
Speaker

Friday, the 25th day of July, 1862

A quorum not being present the House adjourned until Monday 28th July.

J. S. Helmcken
Speaker

Monday, the 28th day of July, 1862

A quorum not being present the House adjourned until Tuesday 29th July at 3 o'clock P. M.

J. S. Helmcken
Speaker

Tuesday, the 29th day of July, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Harris, Trimble, Franklin, Tolmie, Burnaby.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor vizt.

The Governor with the advice of the Council directs it be notified

That, to any person or persons who shall first discover a profitable Gold Field with the Colony of Vancouver Island, and make known and describe to the Colonial Government the site and limits of the tract of Land comprised in his or their discovery there shall be paid the sum of £1000 sterling provided the monies received for Licenses issued for working the said tract of land be equal to that amount; and provided always that there shall have been proved to the satisfaction of the Local Government, that there has been bona fide raised and produced from the said tract or field, within two months of the issue of the said Licenses, an amount of Gold equal in value to not less than £10,000 Ten thousand pounds.

By His Excellencys Command.

Message from His Excellency the Governor.

29th July.

Gentlemen

By the instructions issued to me under the Royal Sign Manual and Signet, I am directed to require from the Clerk of the Assembly, transcripts of all the Journals and other proceedings of the Assembly—to the end that such transcripts may be transmitted to the Queen through one of the Principal Secretaries of State.

I regret to state to the House that notwithstanding repeated applications to the Clerk, Mr. E. B. Doggett, I am still without these necessary documents for the last Session, and consequently have been unable to carry out Her Majestys Commands as above signified.

I have also to state that I had considerable difficulty in obtaining transcripts of the Journals from the same officer for the first Session of the present Assembly, and was not able to transmit them to the Secretary of State, until July 1861.

Under these circumstances I consider it necessary in the first place to communicate to the House this neglect on the part of the Clerk.

(sgd.) James Douglas
Governor

Governors Assent to The Provisional Sanitary Act 1862. 19 July 1862.

Message from the Hon. Council.

25 July 1862

Extract from Minutes of Council

The Council in Conference with the Hon. House of Assembly on the subject of the Vancouver Island Road Loan Act 1862.

On behalf of the House of Assembly it was suggested that this Bill should be withdrawn, with the consent of both Houses and a new Bill introduced.

Agreed to.

sgd. Joseph Porter
Actg. Clerk of the Council

Message from His Excellency the Governor.

Transmitting the Copy of the Report of the Harbour Commission appointed under the provisions of the Victoria Harbour Act 1860. Sgd. James Douglas Governor.

Mr. Trimble presented a Petition from Landowners in the District of Cowichan.
To lie on the table.

Mr. Ring gave notice for leave to introduce a Bill to apply the principles of the Law of Divorce as they exist in England.

Mr. Cary gave notice for leave to introduce a Bill to authorise the Governor to borrow the sum of £40,000 on the General Revenue of the Colony.

House in Committee on "Stamp Act."

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

House adjourned until Thursday 31st July at 3 oclock P. M.

J. S. Helmcken
Speaker

Thursday, the 31st day of July, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Burnaby, Tolmie.
The former Minutes having been read and confirmed.

Mr. Burnaby asked for a Special Committee with reference to the communication of H. E. the Governor respecting the Records of this House.

Committee: Messrs. Burnaby, Franklin, Trimble.

Agreed to.

Read 1st time "Bill to increase the number of Representatives for Victoria Town District."

2nd Reading of Council Amendments to the "Incorporation Bill."

1st Reading of Council Amendt. to "Burnside Road Act."

House in Committee on Stamp Act.

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

House adjourned until Monday 4th August at 3 o'clock P. M.

J. S. Helmcken
Speaker

Monday, the 4th day of August, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Trimble, Burnaby, Franklin, Harris.

The former Minutes having been read and confirmed.

His Excellency the Governor Assent to "Victoria Incorporation Act 1862."

2nd Reading of "Bill for the preservation of Game."

2nd Reading of Council Amendments to the Burnside Road Act.

Agreed to.

House in Committee of Ways & Means.

Mr. Franklin in the Chair.

Consideration of His Excellency the Governor Proclamation offering £1000 for the discovery of Gold Fields.

Proposed by Mr. Burnaby—seconded by Mr. Trimble "This House having considered the message of H. E. the Governor, & the Proclamation proposed to be issued by him offering a reward of £1000 for gold discoveries in Vancouver Island and its dependencies is of opinion that the measure is highly desirable and calculated to conduce to the prosperity of the Country, but the House is of opinion that the period of two months limited in the last clause of the Proclamation, might with advantage be extended to Six months.

Mr. Cary introduced Bill for the raising of £40,000.

Mr. Cary introduced Bill for the raising of £15,000.

Mr. Speaker resumed the Chair.

The Chairman reported progress.

House adjourned until Tuesday 5th August at 3 o'clock P. M.

J. S. Helmcken
Speaker

Tuesday, the 5th day of August, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Harris, Trimble, Franklin.

The former Minutes having been read and confirmed.

H. E. the Governor Assent to the Burnside Road Act.

Mr. Burnaby brought up the Report of the Special Committee relative to the Minutes.

Report adopted.

2nd Reading of the Proclamation £1000 for discovery of Gold Fields.

1st Readg. of Bill to raise £40000.

1st Readg. of Bill to raise £15000.

1st Readg. of Harbour Dues Act.

House in Committee on Stamp Act.

Mr. Burnaby in the Chair.

The Chairman reported progress and asked for leave to sit again.

House adjourned until Wednesday 6th inst. at 3 o'clock P. M.

J. S. Helmcken
Speaker

Wednesday, the 6th day of August, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Harris, Trimble, Burnaby, Southgate, Franklin.

The former Minutes having been read & confirmed.

2nd Readg. of Gunpowder Bill.

2nd Readg. Bill to raise a loan of £40,000.

2nd Readg. Bill to raise a loan of £15,000.

House in Committee Victoria & Esquimalt Harbour Dues Act 1862.

Mr. Burnaby in the Chair.

The Chairman reported the Bill complete.

Ordered to go to 3rd Reading.

House in Committee on Bill for the erection of a Powder Magazine.

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

House adjourned until Thursday 7 inst. at 3 oclock P. M.

J. S. Helmcken.

Speaker

Thursday, the 7th day of August, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Harris, Burnaby, Southgate, Franklin, Tolmie.

The former Minutes having been read and confirmed.

3rd Reading of "The Victoria and Esquimalt Harbour Dues Act 1862."

House in Committee on Bill to raise £40,000.

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

Leave granted.

House in Committee on Bill to raise £15,000.

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported the Committee having the Bill referred to them under their consideration had made Amendments thereto and agreed to the same.

Ordered to go to 3rd Reading.

House adjourned until Friday 8 Augt. at 3 oclock P. M.

J. S. Helmcken

Speaker.

Friday, the 8th day of August, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Trimble, Harris, Southgate, Tolmie.

The former Minutes having been read & confirmed.

House in Committee on Mr. Harris Motion relative to Heads of Departments.

Mr. Trimble in the Chair.

Motion carried and on Loan Bill £40,000 and Gunpowder Magazine Bill.

Mr. Speaker resumed the Chair.

The Chairman reported Mr. Harris Motion passed, the Loan Bill £40,000 as amended passed, and the Gunpowder Magazine Bill passed with Amendments.

The House adjourned until Monday 11th August 1862 at 3 o'clock P. M.

J. S. Helmcken

Monday, the 11th day of August, 1862

A quorum not being present the House adjourned until Tuesday 12 August at 3 o'clock P. M.

Speaker

Tuesday, the 12th day of August, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Ring, Trimble, Tolmie, Harris.

The former Minutes having been read & confirmed.

Mr. Harris presented a Petition from John Dickson Chief Engineer of the Fire Department asking for the sum of £500 for the purchase of a new Fire Engine.

3rd Reading of Loan Bill for £40000.

3rd Reading of Loan Bill for £15000.

3rd Reading of Gunpowder Bill.

House in Committee on "Stamp Act."

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them had made amendments thereto and agreed to the same.

House in Committee on Bill to amend An Act for the preservation of Game.

Mr. Burnaby in the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto and agreed to the same.

House adjourned until Thursday 14 August at 3 o'clock P. M.

J. S. Helmcken

Speaker

Thursday, the 14th day of August, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Harris, Tolmie, Burnaby, Trimble.

The former Minutes having been read and confirmed.

Message from Hon. Council asking for a conference on Victoria & Esquimalt Harbour Dues Act 1862.

Agreed to 2 oClock Friday 15th.

3rd Reading of Stamp Act.

3rd Reading of Bill for the preservation of Game.

Mr. Harris tendered his resignation as Member for the Town of Esquimalt.

Accepted.

House adjourned until Friday 15 August at 3 oclock P. M.

J. S. Helmcken
Speaker

Friday, the 15th day of August, 1862

A quorum not being present the House adjourned until Monday 18th August at 3 oclock.

Speaker

Monday, the 18th day of August, 1862

A quorum not being present the House adjourned.

Monday, the 25th day of August, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Burnaby, Trimble, Franklin.

The former Minutes having been read & confirmed.

Message from H. E. the Governor relative to the Clerk of the House not furnishing a copy of the Minutes of Proceedings during the last Session, stating that he had received them, and transmitted them to Her Majesty's Principal Secretary of State for the Colonies.

Mr. Speaker read Message from the Hon. Council asking for a conference relative to "An Act to authorise the Governor of Vancouver Island to borrow the sum of £40,000 on the security of the General Revenue of this Colony" and "An

Act to enable the Governor of Vancouver Island to borrow the sum of £15,000 upon the security of the General Revenue of the Colony."

Agreed to.

Mr. Speaker read Message from the Hon. Council "transmitting 'An Act intituled The Victoria and Esquimalt Harbour Dues Act 1862,' for reconsideration on certain points agreed upon in Conference this day."

Ordered that a New Writ be issued for the Town of Esquimalt in room of Thomas Harris Esqr. resigned.

House adjourned until Tuesday at 3 oclock.

J. S. Helmcken
Speaker

Tuesday, the 26th day of August, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Trimble, Franklin, Tolmie.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor enclosing a Copy of An Order in Council dated 7th day of June 1862.

At the Court at Windsor the 7th day of June 1862

Present

The Queens Most Excellent Majesty
Lord President
Lord Stanley of Alderly
Sir George C. Lewis, Bart.

Whereas the Governor of Her Majestys Island of Vancouver, with the Council and Assembly of the said Island did in the months of July September October, November and December 1861, and January and February 1862, pass Twelve Acts which have been transmitted, entitled as follows, vizt.

No. 42 An Act to provide for and regulate the sale of Wines Spirits, Malt and other Liquors.

No. 43 An Act to extend and amend the provisions of the Fireman's Protection Act 1860.

No. 44 An Act to authorise the continuation of certain Streets in Victoria, Vancouver Island.

No. 45 An Act for preventing frauds upon Creditors by secret Bills of Sale of personal Chattels.

No. 46 An Act to regulate the business of Pawnbrokers.

No. 47 An Act to facilitate the remedies on Bills of Exchange and Promissory Notes by the prevention of frivolous or fictitious defences to actions thereon.

No. 48 An Act to enlarge the time limited by the Victoria Gas Companies Act 1860 for the establishment of Gas Works and Buildings by the Victoria Gas Company.

No. 49 An Act to amend the Trades Licenses Act 1860.

No. 50 An Act to extend the Provisions of the Limitation of Foreign Actions Act 1860.

No. 51 An Act to prohibit Swine & Goats from running at large in the Town of Victoria and to prohibit Goats from running at large in the settled Districts of Vancouver Island.

No. 52 An Act to apply the sum of £4550 out of the General Revenue for the payment of certain Salaries & Expenses for the service of the year 1861.

No. 53 An Act to apply the sum of £15,910 out of the General Revenue of the Colony of Vancouver Island & its Dependencies to the service of the year 1861.

And Whereas the said Acts have been laid before Her Majesty in Council, together with a letter to the Lord President of the Council, from the Most Noble The Duke of Newcastle one of Her Majesty's Principal Secretaries of State, recommending that the said Acts should be left to their operation Her Majesty was thereupon this day pleased, by and with the advice of Privy Council, to approve the said Recommendation.

Whereof the Governor, Lieutenant Governor or Commander in Chief for the time being of Her Majesty's Island of Vancouver and all other persons whom it may concern are to take notice and govern themselves accordingly.

(signed) Arthur Helps

Read 2nd time "Bill to increase the representatives of Victoria City."

House in Committee on The Victoria and Esquimalt Harbour Dues Act 1862 suggested in Conference relative to Schedule.

Mr. Franklin in the Chair.

Agreed to.

Mr. Cary gave notice of Motion.⁴⁰

House adjourned until Thursday 28th August at 3 oclock P. M.

J. S. Helmcken
Speaker

Thursday, the 28th day of August, 1862

A quorum not being present the House adjourned until Friday 30th August 1862 P. M. at 3 oclock.

J. S. Helmcken
Speaker

Friday, the 29th day of August, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Trimble, Franklin, Burnaby, Tolmie.

The former Minutes having been read & confirmed.

Mr. Trimble gave notice of Motion.⁴¹

⁴⁰ *Colonist*, 27 August 1862: "Mr. Cary gave notice of an act to amend the One Per Cent Tax Act, . . ."

⁴¹ *Colonist*, 30 August 1862: "Mr. Trimble gave notice of a motion that an humble address be presented to His Excellency the Governor, praying that a nominal salary be granted to the representative of the Government in this House."

House in Committee on Bill to increase the Representatives for Victoria Town District.

Mr. Burnaby in the Chair.

Report progress.

House in Committee on Loan Bill £15000 and £40000 as amended in Conference.

Mr. Burnaby in the Chair.

The Chairman reported that the Committee having the Bills referred to them had agreed to the Amendments made in conference.

House adjourned until Monday 1st September 1862.

J. S. Helmcken
Speaker.

Monday, the 1st day of September, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Trimble, Franklin, Tolmie.

The former Minutes having been read and confirmed.

2nd Reading of Loan Bills—£40,000 and £15,000.

House in Committee on "Bill to increase the number of Representatives for Victoria Town District and to alter the limits of the said District."

Mr. Burnaby in the Chair.

The Chairman reported the Committee having the Bill referred to them had made Amendments thereto and agreed to the same.

House adjourned until Monday 8th inst. at 3 oclock P. M.

J. S. Helmcken
Speaker

Monday, the 8th day of September, 1862

A quorum not being present the House adjourned until Tuesday 9th Sepr. at 3 oclock P. M.

J. S. Helmcken
Speaker.

Tuesday, the 9th day of September, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Trimble, Franklin, Tolmie.

The former Minutes having been read & confirmed.

William Cocker Esquire took his seat as Member for the Town of Esquimalt in room of Thomas Harris Esqr. resigned.

Pilot Bill Read 1st time.

House adjourned until Thursday 11 Sepr. 1862.

J. S. Helmcken
Speaker

Thursday, the 11th day of September, 1862

A quorum not being present the House adjourned until Friday 12th Sepr. at 3 oclock P. M.

J. S. Helmcken
Speaker

Friday, the 12th day of September, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Coker [Cocker], Trimble, Tolmie, Franklin.

The former Minutes having been read and confirmed.

House in Committee on An Act to amend the Real Estate Tax Act 1860 and An Act to repeal and amend the Laws affecting Trade Licences.

The Chairman reported progress.

3rd Reading of Bill to increase the Number of Representatives for Victoria.

House adjourned until Thursday 18th Sept. at 3 oClk P. M.

J. S. Helmcken

Thursday, the 18th day of September, 1862

A quorum not being present the House adjourned until Tuesday 23 September at 3 oclock.

J. S. Helmcken

Tuesday, the 23rd day of September, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Ring, Coker, Trimble, Burnaby, Tolmie.

The former Minutes having been read and confirmed.

Mr. Cocker gave notice of Motion.⁴²

Mr. Franklin Motion for copies of correspondence between the Colonial and Home Governments on the subject of the Volunteer Rifle movement in Vancouver Island.

Agreed to.

Message from Hon. Council transmitting an "Act for the regulation of the Harbours of Vancouver Island," passed in Council.

Read 1st time.

Message from Hon. Council returning the Powder Magazine Act with Amendments.

2nd Reading of a "Bill to repeal and amend the laws affecting Trade Licenses."

2nd Reading of "Bill to amend the Real Estate Tax Act 1860."

Mr. Ring [asked] leave to bring in a Bill to give the accused the right of appeal in all cases of summary decisions and convictions by the Stipendiary & other Magistrates of Petty Sessions in this Colony, and to expedite the hearing [of] such Appeals.

House then went into Committee on Mr. Trimble's Motion.

Mr. Tolmie in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported. The Committee order that a Bill be prepared & introduced requiring that any Member hereafter authorised to represent the Government in the House of Assembly shall resign his seat and be re-elected.

Agreed to.

House adjourned until Thursday 25th inst. at 3 o'clock P. M.

J. S. Helmcken
Speaker

Thursday, the 25th day of September, 1862

Present: Mr. Speaker, Attorney General, and Messrs. Cocker, Trimble, Southgate, Tolmie.

The former Minutes having been read and confirmed.

Mr. Tolmie introduced "Bill to repeal and amend the laws affecting the repair, Improvement & Regulation of Roads in Vancouver Island."

House in Committee on "Bill to amend the Real Estate Tax Act 1860."

Mr. Tolmie in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

⁴² *Colonist*, 24 September 1862: "Mr. Cocker gave notice that at the next meeting of the House he should ask the Hon. Attorney General when it is the intention of Government to commence the completion of the Esquimalt Road."

Mr. Speaker read following Resolution from the Hon. Council agreed to by them.

Council Chamber
25 Sepr. 1862

That in order to provide employment to some extent for those emigrants who have already arrived, & for those who are expected in the Colony the Government should, if possible commence without delay, by means of the loan already authorised to be made, the construction of such Public Works, and especially Roads, as may be deemed most urgently required.

That a Copy of the above Resolution be transmitted to His Excellency the Governor, and to the House of Assembly.

I have the honor to be &c. &c.
sgd. Joseph Porter
Actg. Clerk of the Council

House adjourned until Friday 26th inst. at 3 oclk.

J. S. Helmcken
Speaker.

Friday, the 26th day of September, 1862

A quorum not being present the House adjourned until Monday 29 inst. at 3 oclock P. M.

J. S. Helmcken
Speaker

Monday, the 29th day of September, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Cocker, Southgate, Franklin.

The former Minutes having been read and confirmed.

Mr. Cocker presented a Petition relative to Victoria Gas Compy. 1860.

House in Committee on Bill to amend the Real Estate Tax Act 1860.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

House adjourned until Tuesday 30th Sept. 1862 at 3 ock.

Tuesday, the 30th day of September, 1862

A quorum not being present the House adjourned Sine die.

J. S. Helmcken
Speaker

Monday, the 13th day of October, 1862

Present: Mr. Speaker, Attorney General, and Messrs. Southgate, Ring, Trimble, Cocker, Franklin.

The former Minutes having been read and confirmed.

Ordered Mr. Trimble to serve on the "Private Bill Committee."

Read 2nd time "Bill for the regulation of the Harbours of Vancouver Island."
(Council Bill)

House in Committee on Bill to amend the Real Estate Tax Act 1860.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported the Committee having the Bill referred to them had made amendments thereto and agreed to the same.

House adjourned until Tuesday 14th October at 3 oclock P. M.

J. S. Helmcken
Speaker

Tuesday, the 14th day of October, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Trimble, Southgate, Franklin, Cocker.

The former Minutes having been read and confirmed.

Council Amendments to "Gunpowder Bill" to be taken into consideration a future day.

House in Committee of the Whole on Bill to Repeal and amend the Laws affecting Trades Licenses.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

Leave granted.

House adjourned until Wednesday 15th October at 3 oclock. P. M.

J. S. Helmcken
Speaker.

**Wednesday, the 15th day, and
Thursday, the 16th day of October, 1862**

A quorum not being present the House adjourned until Friday 17th inst. at 3 oclock P. M.

J. S. Helmcken
Speaker.

Friday, the 17th day of October, 1862

A quorum not being present the House adjourned until Monday 20th inst. at 3 oclock P. M.

J. S. Helmcken
Speaker

Monday, the 20th day of October, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Coker, Ring, Franklin, Tolmie.

The former Minutes having been read and confirmed.

Mr. Ring introduced a Bill.⁴³

Read 1st time.

2nd Reading of Pilot Bill.

Mr. Speaker read message from the Hon. Council enclosing Amendments to the Stamp Act.

House in Committee upon Bill to repeal and amend the laws affecting Trades Licenses.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

J. S. Helmcken
Speaker

Tuesday, the 21st day of October, 1862

A quorum not being present the House adjourned until Wednesday 22 Octr. at 3 oclock P. M.

J. S. Helmcken
Speaker

Wednesday, the 22nd day of October, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Burnaby, Tolmie, Franklin, Ring.

The former Minutes having been read and confirmed.

⁴³ See minutes for 23 September, p. 386 above.

House in Committee upon Bill to repeal and amend the laws affecting Trades License.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

Leave granted.

House in Committee on Bill to amend the Road Act 1860.

Mr. Franklin in the chair.

The Chairman reported progress.

Message from the Hon. Council enclosing a Bill to prohibit Sunday Trading.

Read 1st time Bill to amend the Road Act 1860.

House adjourned until Thursday 23 Octr. at 3 oclock P. M.

Speaker

Thursday, the 23rd day of October, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Ring, Tolmie, Trimble, Franklin, Foster.

The former Minutes having been read and confirmed.

3rd Reading of Bill to amend the One per cent tax Act.

Bill to prohibit Sunday trading.

Read 1st time.

Mr. Ring gave notice of Motion.⁴⁴

House in Committee on Bill to amend the Trades Licenses Act.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

House in Committee on Bill for the regulation of the Harbour of Vancouver Island.

Mr. Franklin in the Chair.

The Chairman reported progress and asked for leave to sit again.

Message from His Excellency the Governor.⁴⁵

Downing Street
12 July, 1862

Sir:—

I have the honor to acknowledge the receipt of your dispatch No. 29, of the 4th April, enclosing an address of condolence to the Queen from the Legislative Assembly of Vancouver Island.

⁴⁴ *Colonist*, 24 October 1862: "Mr. Ring asked leave to introduce a bill to empower the Governor to authorize Justices of the Peace in outlying districts, such as Nanaimo, to adjudicate on small debts, etc."

⁴⁵ The Governor's address was omitted from the original and one page was left blank. The address is taken from the *Colonist*, 24 October 1862.

I have to request that you will acquaint them that their address has been duly laid before the Queen, and that Her Majesty was pleased to receive it very graciously, and derived much satisfaction from the assurances of sympathy with Her and the Royal Family, expressed by the Legislative Assembly.

I have, &c.,
(Signed) Newcastle.

Gov. Douglas, C. B., &c., &c.

A Message from the Governor, announcing the assent of His Excellency to the following acts, was also read:

To the "Victoria and Esquimalt Harbor Dues Act, 1862."

To the "Vancouver Island Road and Harbor Loan Act, 1862."

To the "Vancouver Island Temporary Debenture Loan Act, 1862."

And to "an Act for the preservation of game."

Friday, the 24th day of October, 1862

Present: Mr. Speaker, The Attorney General, and Messrs. Trimble, Tolmie, Cocker, Foster, Ring.

The former Minutes having been read and confirmed.

House in Committee on Bill to amend the laws affecting Trade Licenses And Gunpowder Act 1862 (Council Amendts.).

Mr. Cocker in the Chair.

The Chairman reported progress.

House in Committee on Council Amendments to Stamp Act.

Mr. Coker in the Chair.

The Chairman reported progress and ask for leave to sit again.

The House adjourn until Tuesday 28th Octr. at 7 oclock.

J. S. Helmcken
Speaker

Tuesday, the 28th day of October, 1862

Present: Mr. Speaker and Messrs. Ring, Coker, Trimble, Southgate, Franklin.

The former Minutes having been read and confirmed.

Select Committee on the Harbour Bill: Messrs. Foster, Southgate, Franklin.

3[rd] Reading of Bill to repeal Trade Licenses Act.

Mr. Cocker presented Petition relative to Gas Company referred to a Select Committee on Private Bills.

House in Committee on Stamp Act and Pilot Bill.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

House adjourned until [Wednesday at 7 o'clock.]

Wednesday, the 29th day of October, 1862

The House met at 7 P. M.

Present: Mr. Speaker, The Attorney General, and Messrs. Trimble, Tolmie, Burnaby, Cocker, Ring.

Mr. Speaker acquainted the Hous with the fact of the absence of the Clerk—cause unknown.

The House determined to proceed with the business of the day and the reading of Minutes of proceeding meeting (they not being at hand) dispensed with for the day.

Mr. Burnaby gave notice of motion for select Committee to enquire into the conduct of the Clerk.

Mr. Attorney General gave answers to questions of Messrs. Ring, Trimble and Burnaby respectively.

The House then went into Committee on Bill to repeal and Amend Road Act.

Mr. Burnaby in the Chair.

Chairman reported progress, asked leave to sit again.

Leave granted.

House then adjourned to meet Thursday 3 P. M.

Thursday, the 30th day of October, 1862

The House met at 3 P. M.

Present: Mr. Speaker, The Attorney General, and Messrs. Tolmie, Southgate, Franklin, Trimble, Cocker, Ring, Forster [Foster].

The Clerk not being present Mr. Speaker, with the consent of the House, appointed Mr. Nesbitt to that office pro. tem.

The former minutes having been read and confirmed.

The House went into Committee on the Road Bill.

Mr. Burnaby in the Chair.

Mr. Chairman reported progress and asked leave to sit again.

The House adjourned until Friday at 3 P. M.

Friday, the 31st day of October, 1862

The House met at 3 P. M.

Present: Mr. Speaker, The Attorney General, and Messrs. Tolmie, Burnaby, Trimble.

The former minutes were read and confirmed.

Mr. Tolmie gave notice of the following resolution.

That in consideration of the extensive forests of valuable timber growing on Vancouver Island, of the safe commodious and easily accessible harbours contiguous thereto, and of the general ignorance prevailing abroad of this attractive field for the investment of Capital in Saw-Mills—Be it resolved that His Excellency the Governor be respectfully solicited by proclamation to order that grants of timbered land be made to parties establishing Saw-Mills thereon.

The consideration ordered for this day week.

The House then went into Committee on the Road Bill.

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

The House adjourned until Monday at 3. P. M.

J. S. Helmcken
Speaker

Monday, the 3rd day of November, 1862

The House met at 3 P. M.

Present: Mr. Speaker, The Attorney General, and Messrs. Trimble, Southgate, Tolmie, Franklin, Cocker.

The Minutes of the former meeting were read and confirmed.

The Sunday Trading Bill was read a second time and referred to a select Committee. Messrs. Cary, Franklin and Ring appointed.

House in Committee on the Road Bill.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported the Bill complete.

House adjourned till 3 P. M. tomorrow.

Tuesday, the 4th day of November, 1862, and Wednesday, the 5th day of November, 1862

On the 4th & 5th November a quorum not being present there was no meeting.

J. S. Helmcken
Speaker

Thursday, the 6th day of November, 1862

The House met at 3 P. M.

Present: Mr. Speaker, The Attorney General, and Messrs. Coker, Burnaby, Forster, Southgate, Franklin.

The Minutes of the last meeting were read and confirmed.

The Road Bill was referred to a select Committee.

Messrs. Cary, Burnaby and Dr. Tolmie appointed.

House went into Committee on Stamp Act Amendments by Council.

Mr. Coker in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported some amendments agreed to and others not.

Report agreed to.

Mr. Coker asked leave to bring in a Bill to enable the Gas Company to make bye laws.

Mr. Franklin from the select Committee on Private Bills reported in favor thereof.

House adjourned till 3 P. M. tomorrow.

Friday, the 7th day of November, 1862

The House met at 3 P. M.

Present: Mr. Speaker, The Attorney General, Dr. Trimble, and Messrs. Coker, Franklin, Forster.

The Minutes of the last meeting were read and confirmed.

Mr. Coker brought in a Bill to define and confirm the Terms under which the Victoria Gas Company shall supply Gas and Gas Metres and to authorise the Victoria Gas Company to make bye laws with regard to such supply.

Bill read a 1st time.

Mr. Franklin moved that a congratulatory Address be made to the Prince of Wales on the attainment of his Majority.

Mr. Forster asked leave to bring in a Bill to regulate weights and measures.

The House adjourned to Thursday next at 3 P. M.

J. S. Helmcken
Speaker

Thursday, the 13th day of November, 1862

A quorum of Members not being present on Thursday 13 Novr. there was no meeting.

J. S. Helmcken
Speaker

Wednesday, the 19th day of November, 1862

House met at 3 P. M.

Present: Mr. Speaker, Mr. Cary, Dr. Trimble, and Messrs. Ring, Coker, Franklin, Tolmie.

The Minutes of the last Meeting were read and confirmed.

Mr. Franklin read a Petition to the House from the Mayor and Councillors of the City of Victoria with reference to certain doubts entertained by them in regard to the powers granted by "the Victoria Incorporation Act 1862."

Ordered that the House go into Committee on Tuesday next for consideration thereof.

Mr. Speaker read a Message from the Governor forwarding copy of a letter from Mr. C. S. Nicol relative to the construction of certain works at Esquimalt.

Consideration ordered for Tuesday next.

Mr. Ring moved 2nd reading of "Bill to facilitate and expedite the administration of Justice in all cases of Summary convictions."

Dr. Trimble seconded the motion.

Mr. Cary moved as an Amendment that the Bill be read this day six months. Seconded by Mr. Franklin.

Mr. Speaker put the Question.

For the 2nd reading: Messrs. Ring, Coker, Tolmie, and Dr. Trimble.

Against it: Messrs. Cary & Franklin.

Bill read a 2nd time and referred to a Select Committee of the Whole.

Mr. Cary gave notice of his intention to bring in a Bill to regulate Railways.

The consideration of Dr. Tolmie's resolution with reference to the extensive forests of timber on Vancouver Island and grants of land being made to parties establishing saw mills thereon was brought on.

Resolution referred to Committee of the Whole.

Dr. Trimble gave notice of intention to introduce a Bill to amend the Registration of Voters Act.

House Adjourned till 3. tomorrow.

Thursday, the 20th day of November, 1862

House met at 3 P. M.

Present: Mr. Speaker, Messrs. Cary, Coker, Ring, Dr. Trimble.

The minutes of the last meeting were read and confirmed.

Mr. Ring moved that a Committee be appointed to draw up a complimentary Address to the Prince of Wales on the attainment by H. R. H. of his Majority.

Messrs. Ring, Franklin, and Colonel Forster appointed.

Mr. Cary asked leave to bring in a Bill entitled "An Act consolidating in one Act certain provisions usually inserted in Acts authorizing the taking of lands for undertakings of a public nature."

Bill read first time.

Mr. Cary brought in a Bill for consolidating in one Act certain provisions usually inserted in Acts authorizing the making of Railways.

Read first time.

Mr. Speaker read a message from the Legislative Council forwarding An Act to establish a Decimal System of Accounts in the Colony of Vancouver Island and its Dependencies, which had been read a third time and passed the Council.

Bill read first time.

House adjourned till tomorrow at 3 P. M.

Friday, the 21st day of November, 1862

A quorum of Members not being present there was no meeting.

Monday, the 24th day of November, 1862

House met at 3 P. M.

Present: Mr. Speaker, Messrs. Cary, Southgate, Burnaby, Franklin, Coker, Dr. Tolmie.

The minutes of the last meeting were read and confirmed.

Mr. Coker read to the House a Petition from Alfred Waddington and others praying the House to pass an Act to authorize the Victoria and Esquimalt Railway Company Limited to construct a Railway between Victoria and Esquimalt and to take land for the purposes of the undertaking.

Petition referred to the Select Committee on Private Bills.

Mr. Speaker read a message from the Legislative Council forwarding an extract from the Minutes of that Body whereby the Council insists on the amendment in the Gunpowder Bill which had not been agreed to by the House of Assembly.

Mr. Speaker read a message from the Governor enclosing a letter from the Municipal Council with accompanying resolution of the Council passed on the 21st November Instant with reference to the destitute condition and employment of passengers from England per "Silistria" and asking the guarantee by Government for a loan of £5000.

Consideration ordered for tomorrow.

House adjourned till 3 tomorrow.

Tuesday, the 25th day of November, 1862

House met at 3 P. M.

Present: Mr. Speaker, Messrs. Cary, Franklin, Coker, Ring, Burnaby, and Drs. Tolmie, Trimble.

Minutes of last meeting were read and confirmed.

Mr. Ring asked leave to bring in a Bill creating Inferior Courts of Civil Justice.
Bill read first time.

House in Committee of the Whole on Message from the Governor enclosing letter from Municipal Council *in re* employment to passengers per "Silistria" and asking for a guarantee of a loan for £5000. And Petition from Municipal Council to the House with regard to certain doubts entertained by them as to the powers granted by the Incorporation Act 1862.

Mr. Coker in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported progress and "That His Excellency be requested to give such guarantee as may be expedient on the part of the Government for the repayment by the Municipal Council of any monies borrowed upon Bonds within the authority of the 'Act to Incorporate the City of Victoria.'"

With reference to the Petition from the Municipal Council—"That it is not within the power of the House to grant the prayer of the Petitioners."

House adjourned till tomorrow.

Wednesday, the 26th day of November, 1862

House met at 3 P. M.

Present: Mr. Speaker, Dr. Tolmie, and Messrs. Franklin, Cary, Coker, Trutch.
The Minutes of the last meeting were read and confirmed.

Report of Committee of yesterday brought up and Mr. Chairman reported That the Committee had taken into consideration H. E. message relative to the request of Municipal Council that the Government would guarantee a loan of £5000 and had arrived at the following Resolution.

That His Excellency be requested to give such guarantee as may be expedient on the part of the Government for the repayment by the Municipal Council of any monies borrowed upon Bonds within the authority [of] the "Act to Incorporate the City of Victoria."

That in reference to the Petition of the Municipal Council they had agreed to the following Resolution.

"That it is not within the power of the House to grant the prayer of the Petitioners."

Dr. Tolmie handed in a Report of the Select Committee on Education.

House in Committee of the Whole on Governor's Message enclosing letter from Mr. C. S. Nicol, relative to the construction of a Railway from Esquimalt to Victoria and certain other works and Dr. Tolmie's Resolution with reference to grants of land being made to parties establishing Saw Mills thereon and Mr. Rings Bill to facilitate and expedite the administration of Justice in all cases of summary convictions.

Mr. Coker in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported progress and that "The proposition made by Mr. Nicol is too indefinite to enable the House to express any opinion as to its merits."

With reference to Dr. Tolmie's Resolution the Committee agreed That in consideration of the extensive forests of valuable timber growing on Vancouver Island of the safe commodious and easily accessible harbours contiguous to these, and of the general ignorance prevailing abroad of the existence of this attractive field for the investment of capital in Saw Mills—Be it resolved that H. E. the Governor be respectfully solicited by Proclamation to order that licenses be granted to parties establishing Saw Mills in Vancouver Island to cut timber on unsold and unpre-empted land.

Mr. Cary gave notice that he would move "that in all cases where by Law an Appeal is allowed from the decision of the Justice or Stipendiary Magistrate the Appeal shall be heard by the Chief Justice in lieu of the Court of Quarter Sessions.

House adjourned till tomorrow at 3. P. M.

J. S. Helmcken

Thursday, the 27th day of November, 1862

A quorum of Members not being present there was no Meeting.

Friday, the 5th day of December, 1862

House met at 3 P. M.

Present: Mr. Speaker, Messrs. Franklin, Southgate, Burnaby, Cocker, Forster, Trutch, Dr. Tolmie.

Mr. Speaker read a message from the Legislative Council forwarding amendments made to Act to increase the Representatives for the City of Victoria which were agreed to by the House.

Dr. Tolmie gave notice of a resolution of thanks to Captain Richards and officers of H. M. S. Hecate on the completion of the Coast Survey of Vancouver Island.

Mr. Franklin asked leave of the House that a Clerk may be appointed for Private Bills Committee.

Mr. Speaker read a message from Legislative Council forwarding Gunpowder Bill with amendments made by the Council and which they insist to.

Mr. Franklin moved that a conference be had with the Legislative Council on the subject thereof.

Dr. Tolmie seconded the motion.

Resolution agreed to by the House.

Currency Bill read a 2nd time.

An Act for consolidating in one Act certain provisions usually inserted in Acts authorizing the making of Railways Read a 2nd time.

Consolidation Land Clauses Bill read a 2nd time.

House in Committee on Currency Bill.

Mr. Speaker left the Chair.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported Bill without amendments.

House adjourned till Monday.

Monday, the 8th day of December, 1862

The House met at 3 P. M.

Present: Mr. Speaker, Messrs. Franklin, Tolmie, Forster, Burnaby, Cocker, Trutch, Dr. Trimble.

The Minutes of last meeting were read and confirmed.

Mr. Speaker read a message from H. E. the Governor stating that the Communication of the House, of 1st Novr. ulto. had been under H. E.'s consideration and that he was unable to comply with the request of the House for copies of all correspondence with the Governor and the Home Government and the Hudson's Bay Company relative to the Town site of Victoria without the sanction of the Secretary of State for the Colonial Department.

Mr. Speaker read a message from the Legislative Council stating that they had agreed to waive their amendment to the Gunpowder Bill on the ground offered by the House of Assembly in conference "that the sum of Twelve shillings and six pence per ton per month for storage would be sufficient to meet the expenses of the proposed Magazine."

Mr. Franklin reported that the Conference Committee met as appointed and that the Legislative Council agreed to waive the amendment insisted on by them to the Gunpowder Bill.

Read 3rd time Bill to establish a decimal system of accounts in the Colony of Vancouver Island and its Dependencies.

Mr. Franklin proposed the following resolution as a record.

That this House do consent to pass the Currency Bill sent down by the Legislative Council, inasmuch as it only proposes to legalize the existing currency of the Colony without changing its established value, and consequently the privileges of this House are not affected thereby.

Mr. Burnaby seconded the motion.

Resolution carried.

Bill passed 3rd Reading.

Dr. Tolmie read the following resolution.

That in view of the approaching departure from this Colony of Captain Richards and the officers of H. M. S. Hecate on the completion of the Coast

Survey of this Island, this House desires to express its appreciation of the eminently able and practical manner in which the duties of that Survey have been performed and resolves that the thanks of this House are due to Captain Richards and his officers for the valuable services thereby conferred on this Colony.

Seconded by Mr. Forster and carried unanimously.

Mr. Franklin moved that the House go into Committee on resolution with reference to the appointment of a Clerk for Private Bills Committees.

Mr. Speaker left the Chair.

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported the following resolution.

That the Private Bill Committee be empowered to appoint a Clerk subject to the same conditions as to fees and duties as provided for in the Standing orders of the Election Committee and that preference be given to the Clerk of the House if he be in position to undertake the duties.

House adjourned till tomorrow at 3 P. M.

J. S. Helmcken

Thursday, the 11th day of December, 1862

House met at 3 P. M.

Present: Mr. Speaker and Messrs. Cary, Cocker, Burnaby, Trutch.

The Minutes of the last meeting having been read and confirmed.

Mr. Speaker read a Message from the Legislative Council forwarding Real Estate Tax Act and Trades Licenses Act with amendments made thereto.

Mr. Burnaby gave notice of motion that the House go into Committee at next meeting to consider the communication from the Colonial Secretary respecting the correspondence between Her Majesty's Government and the Executive relative to the Town site of Victoria.

Mr. Cary from the Select Committee on Road Bill reported certain alterations made thereto.

House adjourned till 3 tomorrow.

J. S. Helmcken

Friday, the 12th day of December, 1862

Present: Messrs. Cary, Franklin, Trutch, Cocker, Foster and Drs. Tolmie, Trimble.

House met at 3 P. M.

The Minutes of last meeting having been read and confirmed.

Mr. Speaker read the amendments made by the Honble. the Legislative Council to the Real Estate Tax Act 1862 which were agreed to by the House save one, viz. the word "admeasurements" in Schedule A. 4th column to be struck out. The House wishes the word retained.

Trades Licenses Bill amendments agreed to as made in Council.

House in Committee on Land Clauses Consolidation Act.

Mr. Coker in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported progress and asked leave to sit again.

Leave granted and report adopted.

Mr. Cary from the Committee on Sunday Trading Bill reported that the Committee beg to recommend the Bill appended to this report in lieu of the one sent down by the Council.

Bill read 1st time.

Road Bill amendments agreed to.

House adjourned till Monday at 3 P. M.

J. S. Helmcken

Monday, the 15th day of December, 1862

House met at 3 P. M.

Present: Mr. Speaker, Messrs. Cary, Cocker, Forster, Franklin, Trutch, Dr. Tolmie.

The Minutes of last meeting having been read and confirmed.

The Road Bill passed a 3rd reading.

Sunday Trading Bill read 2nd time and ordered to be committed.

Mr. Franklin from the Committee on Private Bills reported that the Petition of Alfred Waddington and others, praying the House to pass an Act to authorize them to construct a Railway between Victoria and Esquimalt, had been considered and that as the standing orders had been complied with the Committee recommended that leave be granted to introduce a Bill.

Mr. Franklin from the Committee on Private Bills reported Bill to define and confirm the terms under which the Victoria Gas Company shall supply Gas and Gas Metres, and to authorize the Victoria Gas Company to make bye laws with regard to such supply—with amendments.

Mr. Cocker gave notice to introduce a Bill to authorize the Victoria and Esquimalt Railway Company to construct a Railway between Victoria and Esquimalt.

House went into Committee Land Clauses Consolidation Act.

Mr. Cocker in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported progress.

House adjourned till ½ 7 tomorrow.

J. S. Helmcken
Speaker

Tuesday, the 16th day of December, 1862

The House met at ½ 7 P. M.

Present: Mr. Speaker, Messrs. Cary, Trutch, Franklin, Cocker, Forster, and Dr. Trimble.

The Minutes of the last Meeting having been read and confirmed.

Mr. Cocker in pursuance of notice introduced a Bill to authorize the Victoria and Esquimalt Railway Company, Limited, to make a Railway from Victoria to Esquimalt.

Bill read 1st time.

House went into Committee on Bill for consolidating in one Act certain provisions usually inserted in Acts authorizing the making of Railways.

Mr. Cocker in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported progress.

Dr. Trimble gave notice of intention to bring in a Bill to amend the Franchise Act.
House adjourned till 3 tomorrow.

J. S. Helmcken

Wednesday, the 17th day of December, 1862

House met at 3 P. M.

Present: Mr. Speaker and Messrs. Cocker, Cary, Forster, Tolmie, Trutch.

The Minutes of the last meeting having been read and confirmed.

The House went into Committee on the Land Clauses Consolidation Act.

Mr. Cocker in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported progress and asked leave to sit again.

Leave granted.

House adjourned till tomorrow at ½ 7 P. M.

J. S. Helmcken
Speaker

Thursday, the 18th day of December, 1862

House met at ½ 7 P. M.

Present: Mr. Speaker, Messrs. Franklin, Forster, Cary, Cocker, Drs. Tolmie, Trimble.

The Minutes of the last meeting having been read and confirmed.

House went into Committee on Land Clauses consolidation Bill and Bill to regulate Railways.

Mr. Cocker in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported the Bills complete.

House adjourned till ½ 7 P. M. tomorrow.

J. S. Helmcken

Monday, the 22nd day of December, 1862

The House met at ½ 2 P. M.

Present: Mr. Speaker, Messrs. Cocker, Cary, Southgate, Forster, Dr. Trimble.

The Minutes of the last meeting were read and confirmed.

A communication was read from the Governor stating that he had assented to the following Acts, viz.;

Powder Magazine Act 1862.

Vancouver Island Stamp Act 1862.

City of Victoria Representation Act 1862.

Currency Act 1862.

Real Estate Tax Amendment Act 1862.

Trades Licenses Amendment Act 1862.

A communication from the Governor was read informing the House that His Excellency had transmitted the thanks of the House to Captain Richards and enclosing copy of a letter which was at the same time addressed to that officer with a copy of his reply thereto.

Land Clauses Consolidation Act read 3rd time and passed.

Railway Clauses Act read 3rd time and passed.

His Excellency the Governor attended by the Members of the Legislative Council addressed the Legislative Bodies as follows;

Honorable Gentlemen of the Legislative Council and of the Legislative Assembly;

In closing this season [session] of the Legislature it affords me great pleasure to convey to you my warmest acknowledgments for the anxious and careful attention with which you have applied yourselves to the discharge of your public duties; and I may add, that the result of your deliberations cannot fail to be satisfactory to the people of this Colony.

The monies which you have granted for Public Works are now being laid out in improving the main roads leading into the settled Districts about Victoria, and in forming a roadway through Cowitchan and Nanaimo to the Comax settlement for the purpose of connecting those Districts by a practicable overland communication with each other, and with Victoria.

Measures are also in progress for improving the Harbour, a work which has been unavoidably delayed by financial arrangements.

Gentlemen of the Legislative Assembly

I thank you for the supplies which you have granted for the service of the year, and for the purpose of carrying into effect the several objects of public utility which were set forth in the Estimates.

Honorable Gentlemen of the Legislative Council, and of the Legislative Assembly.

I have to congratulate you on the thriving state of Trade, the increase of population, the growing value of fixed property, the large demand for agricultural produce, the state of the public revenue and on the generally satisfactory condition of the Colony which I trust will with the blessing of God prosper.

I now prorogue this Parliament till Friday the 2nd January 1863.

**SECOND HOUSE OF ASSEMBLY
FOURTH SESSION**

MINUTES OF THE SECOND HOUSE OF ASSEMBLY OF VANCOUVER ISLAND—FOURTH SESSION

Friday, the 2nd day of January, 1863

Present: Mr. Speaker, Drs. Tolmie, Trimble, Messrs. Franklin, Cary, Foster, Trutch, Burnaby, Cocker.

His Excellency the Governor attended by the Members of the Legislative Council addressed the Legislative Bodies as follows;

Honorable Gentlemen of the Legislative Council and of the House of Assembly.

The requirements of the Public Service have rendered it necessary to call you together at this time after an unusually brief respite from your legislative duties.

The business which I have to press upon your attention is the consideration of the Estimates intended for the Service of the current year; and also of certain Acts for enabling companies, properly constituted, to acquire the land necessary for their operations.

The importance of such measures in their present bearings on the employment of labour and on the prospective interests of the Colony, is so well known and so generally recognized that I feel assured no *unnecessary* delay will occur in their passage through the Legislature.

Government will have to extend its fostering care to the recently formed Settlements at Cowichan and Comax, to provide for their protection and security, and to furnish such aid as may be deemed advisable for the secular and religious instruction of the settlers in those Districts.

It affords me great satisfaction to state that the returns received from the Land office shew that there is a rapidly increasing demand within the Colony for the acquisition of public land, the areas conveyed *by sale*, and occupied under the Pre-emption Act *without purchase*, for the year 1862, being about 90 per cent in excess of the quantities sold, and otherwise conveyed in 1861.

I may also allude to the gratifying circumstance that a highly respectable English Association is about to form a Settlement at Quatseeno on the West Coast of Vancouver Island. They propose to open mines of coals, to establish Fisheries, to embark largely in the export of deals and ships spars and in other branches of Trade that promise remunerative Employment for Capital. I will make no comment on the character of an enterprize of such obvious importance to the progress of the Colony. I shall not fail to extend to it all the protection and encouragement in my power, and I trust it may prove completely successful, and fully realize the hopes of its spirited projectors.

I will again call the attention of the Legislature to the great importance of providing for a Geological Survey of the Colony—a measure well calculated to develop its true interests and resources. The mountain ranges which now so unprofitably occupy a large portion of the Island are, with good reason supposed to abound in valuable minerals. When that fact is demonstrated by carefully conducted scientific explorations, a new era will dawn upon the Colony and sources of wealth will be laid open which must eventually place it at the summit of material prosperity.

Assistance will be asked from the House for the purpose of carrying that object into effect; and also for encouraging the taking of Cod and other fish on the coasts of the Island; and as a means of stimulating trade and settlement, I shall propose a small grant, to be employed in subsidizing a steam vessel to ply, at stated intervals, between Comax and Victoria, touching Cowichan, Salt Spring, Nanaimo, and the other intermediate settlements.

Gentlemen of the Legislative Assembly.

The Estimates for the year will shortly be laid before you, wherein I have provided for the various services before alluded to, and for other services not herein specially noticed.

Honorable Gentlemen of the Legislative Council and of the House of Assembly;

A Bill to legalize the collection of small debts, and to reduce the costs, and modify the present procedure, will together with other measures, be introduced and submitted, in course of the Session, for your consideration.

Mr. Cocker gave notice of intention to bring in a Bill to prohibit Sunday Trading.

Mr. Cocker presented a Petition from Alfred Waddington and others praying the House to authorize the construction of a Railway.

Dr. Tolmie gave notice of intention to bring in a Bill to repeal and amend the laws affecting the repair improvement and regulation of Roads in Vancouver Island and its Dependencies.

Mr. Cary moved that the Estimates be taken into consideration on Thursday next.

Mr. Franklin will ask information of the House [governor and Council?] as to the condition of the Indian Reserve.

House adjourned till Monday next at 3 P. M.

Tuesday, the 6th day of January, 1863

The House met at 3 P. M.

Present: Mr. Speaker, Messrs. Burnaby, Cary, Cocker, Franklin, Dr. Tolmie.

The Minutes of the last Meeting were read and confirmed.

Mr. Speaker read the Governor's speech to the House on its opening.

Mr. Cocker moved the following Address thereto.

Seconded by Mr. Burnaby.

To His Excellency Governor Douglas C. B. &c. &c. &c.

We Her Majesty's dutiful and loyal subjects the House of Assembly of Vancouver Island and its Dependencies fully recognize the importance of the measures which Your Excellency presses upon our attention and will expedite their passage without delay.

We are gratified with the expression of Your Excellency's concern as to the newly formed settlements of Cowichan and Comox and will be happy on our part to concur in any measures for their advancement as well as for the development of the natural resources of the Colony generally and we concur with Your Excellency's opinion that it is highly desirable to give every assistance which may be possible to the advancement of the general settlement of this Colony.

The House is gratified also with the improvement of the general prospects of the Colony reported by Your Excellency's Address and will proceed during the present session to consider such measures of Legal reform and other matters as may be submitted for our consideration.

Address agreed to nem. con.

House went into Committee of the Whole on Road Bill and Sunday Trading Bill.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported Road Bill complete and Sunday Trading Bill with Amendments.

Road Bill read 1st time.

Sunday Trading Bill read 1st time.

Mr. Cary introduced certain revised Standing orders on Private Bills.

Referred to Committee on Standing orders.

House adjourned till tomorrow at 3 P. M.

J. S. Helmcken
Speaker

Wednesday, the 7th day of January, 1863

The House met at 3 P. M.

Present: Mr. Speaker, Messrs. Franklin, Cary, Forster, Cocker, Drs. Tolmie, Trimble.

The Minutes of the last meeting were read and confirmed.

Mr. Speaker read the Address, moved by Mr. Cocker, to the Governor, which was agreed to by the House.

Sunday Trading Bill was read a 2nd time and ordered to be committed.

"Road Bill" was read 2nd time and committed.

Mr. Speaker left the Chair.

Mr. Cocker took the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported Road Bill complete with amendments.

Report adopted.

House adjourned till 3 tomorrow.

Thursday, the 8th day of January, 1863

The House met at 3 P. M.

Present: Mr. Speaker, Messrs. Cary, Franklin, Forster, Trutch, Cocker, Drs. Tolmie, Trimble.

The Minutes of the last meeting having been read and confirmed.

The amendments made to Road Bill were agreed to by the House.

The Road Bill was then read a 3rd time and passed.

Mr. Forster gave notice of intention to bring in a Bill for the regulation of the Harbours of Vancouver Island.

Mr. Franklin made certain remarks with reference to the "Indian Reserve."

Dr. Trimble asked for information with reference to Dredging Machine.

House adjourned till 3 P. M. on Thursday next.

J. S. Helmcken
Speaker

Thursday, the 15th day of January, 1863

The House met at 3 P. M.

Present: Mr. Speaker, Messrs. Cary, Franklin, Cocker, Ring, Dr. Tolmie.

The Minutes of the last meeting having been read and confirmed.

Mr. Ring gave notice that he should move that a clerk be appointed for the House.

Mr. Ring also gave notice of intention to bring in the following Bills, viz.;

A Bill to facilitate and expedite the administration of Justice in all cases of summary convictions.

A Bill for constituting Inferior Courts of Civil Justice in Vancouver Island and its Dependencies, and A Bill to regulate Pilotage.

Dr. Tolmie gave notice of intention to bring in a Bill to amend the Alien Act of 1861.

Mr. Cary gave notice of intention to bring in a Bill to declare the validity of Debentures issued by the Municipality of Victoria.

House then went into Committee.

Mr. Speaker left the Chair.

Mr. Cocker in the Chair.

Bill to prohibit Sunday Trading.

Mr. Speaker resumed the Chair.

Mr. Chairman reported the Bill with amendments.

Mr. Cary gave notice of motion that a Supply be granted to Her Majesty.

House adjourned till Monday 19th January.

J. S. Helmcken
Speaker.

Monday, the 19th day of January, 1863

The House met at 3 P. M.

Present: Mr. Speaker, Messrs. Burnaby, Franklin, Forster, Southgate, Cary, Cocker, Ring, Trutch, Drs. Trimble, Tolmie.

The Minutes of the last meeting having been read and confirmed.

Mr. Speaker read a Message from His Excellency the Governor enclosing copy of an Order in Council leaving to their operation the following Acts, viz.;

An Act to authorize the Governor of Vancouver Island and its Dependencies to borrow money for temporary purposes.

An Act to confirm the appointment of certain Members of the Court of Revision under the Real Estate Tax Act 1860.

An Act to enlarge the time limited by the Victoria Gas Company's Act 1860 and the Victoria Gas Company's extension Act 1861 for the establishment of Gas Works and Buildings by the Victoria Gas Company.

An Act to authorize the Chief Justice of Vancouver Island and its Dependencies to make certain necessary appointments.

An Act to establish Fire limits within the Town of Victoria.

An Act to protect the property of a wife deserted by her husband.

An Act to authorize the appointment of a Sanatory Commission for the Town of Victoria and to define the powers thereof.

Mr. Cary handed in the following report from the Committee on Standing Orders.

Standing Orders on Private Bills

Present: Dr. Tolmie, Mr. Franklin and Mr. Cary

Resolved (Dissentiente Dr. Tolmie) that this Committee recommends that the Standing Orders on Private Bills of 1858 shall as altered by the Standing Orders annexed to this report be the Standing Orders for this Session.

(sd.) Selim Franklin

(sd.) George Hunter Cary

Mr. Ring brought in a Bill to give an Appeal in all cases of summary conviction.

Seconded by Dr. Trimble.

Bill read 1st time and ordered to go to second reading.

Mr. Ring brought in a Bill for constituting Inferior Courts of Civil Justice in Vancouver Island and its Dependencies.

Seconded by Mr. Franklin.

Bill read 1st time.

The Sunday Trading Bill was read a 3rd time and passed.

Mr. Ring asked, in pursuance of motion, that a Clerk be appointed.

Mr. Forster moved That the House do go into Committee on a day to be named to consider the proper mode of appointing a Clerk.

Tomorrow (Tuesday) appointed.

Mr. Ring withdrew his motion.

House adjourned till tomorrow at 3 P. M.

J. S. Helmcken.

Speaker

Tuesday, the 20th day of January, 1863

The House met at 3 P. M.

Present: Messrs. Cary, Forster, Franklin, Tolmie, Trutch, Burnaby, Ring, Dr. Trimble.

The Minutes of the last Meeting having been read and confirmed.

Mr. Burnaby presented a Petition from the Water Works Company praying the House to pass an Act to enable them to construct reservoirs and ditches for the introduction of Water into Victoria.

Ordered to lie on the table.

Mr. Cary introduced a Bill to declare the validity of Debentures issued by the Municipal Council.

Seconded by Colonel Forster.

Bill read 1st time and ordered to go to second reading.

Dr. Tolmie brought in a Bill to amend the Alien Act 1861.

Bill read 1st time.

2nd Reading of Appeal Bill.

Mr. Cary moved that it be read 2nd time this day six months.

Mr. Franklin seconded the motion.

Motion carried, 2-4.

Standing orders read 1st time and ordered to be read 2nd time tomorrow.

House in Committee on the appointment of a Clerk.

Mr. Franklin in the Chair.

Mr. Forster moved that notwithstanding the precedent established at the last election of the Clerk of this House in 1860 it is the opinion of this House that the appointment of the Clerk should in future be made by the Executive.

Motion carried.

Mr. Speaker resumed the Chair.

Mr. Chairman reported the above resolution—which was agreed to.

House adjourned till 3 tomorrow.

J. S. Helmcken
Speaker

Wednesday, the 21st day of January, 1863

The House met at 3. P. M.

Present: Mr. Speaker, Messrs. Cocker, Burnaby, Cary, Franklin, Dr. Tolmie.

The Minutes of the last meeting having been read and confirmed.

Mr. Speaker read the report of the Chairman of Committee on the proper mode of appointing a Clerk which was agreed to by the House.

The Standing orders on Private Bills were read a second time and ordered to be committed tomorrow.

House adjourned till tomorrow at 3 P. M.

J. S. Helmcken
Speaker.

Thursday, the 22nd day of January, 1863

The House met at 3 P. M.

Present: Messrs. Cary, Tolmie, Franklin, Burnaby, Trutch, Cocker, Trimble, Dr. Tolmie.

The Minutes of the last meeting were read and confirmed.

Mr. Speaker read the following Message from His Excellency the Governor.
Vancouver Island.

22nd January, 1863.

To the Speaker and Gentlemen of the Honorable House of Assembly;
Gentlemen,

I have the honour to lay before you, herewith, detailed Estimates of the Revenue and Expenditure of the Colony of Vancouver Island for the year ending 31st December 1862, accompanied by the undermentioned Documents.

Abstract of Revenue and Expenditure for year ending 31st December 1862.
Comparative Statement of Estimated with actual Expenditure for year ending 31st December 1862.

I have &c.
(sd.) James Douglas

Mr. Cocker presented a Petition from Dugald Mactavish and Alfred Waddington praying the House to pass a Bill to confirm and declare the terms under which the Victoria Gas Company may supply Gas.

House went into Committee on Standing orders.

Mr. Speaker left the Chair.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported the Standing orders complete without amendments.

Mr. Franklin gave notice that he will move in Committee of Supply.

Provided always that certain sums shall not be paid out of or charged upon the General Revenue of the said Colony until the entire revenue including the instalments due on Land and the public lands of the said Colony are placed under the control of the Legislature.

House adjourned till tomorrow at 3 P. M.

J. S. Helmcken
Speaker

Friday, the 23rd day of January, 1863

The House met at 3 P. M.

Present: Mr. Speaker, Messrs. Cary, Burnaby, Ring, Trutch, Forster, Franklin, Dr. Tolmie.

The Minutes of the last Meeting having been read and confirmed.

Dr. Trimble gave notice "that on Monday next an Address will be presented asking His Excellency to declare the Port of Nanaimo a port of Entry."

The Standing orders were read 3rd time and passed.

The House then went into Committee of Supply.

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported that the Committee had much pleasure in recommending that a Supply be granted to Her Majesty and requested the House to appoint a Day to consider the same.

The House appointed Tuesday next.

The House then adjourned till 3 P. M. on Monday.

Tuesday, the 27th day of January, 1863

The House met at 3 P. M.

Present: Mr. Speaker, Messrs. Ring, Burnaby, Cary Trutch, Forster, Franklin, and Drs. Tolmie, Trimble.

The minutes of the last Meeting having been read and confirmed.

Mr. Forster brought in a Bill for the regulation of Harbours of Vancouver Island.

2nd by Mr. Trutch.

Bill read 1st time.

Dr. Tolmie moved 2nd Reading of the Bill to amend the Alien Act 1861.

Mr. Trutch 2nd the motion.

Dr. Trimble moved that the Bill be read this day six months.

Mr. Ring 2nd the motion.

Bill read 2nd time—6 to 2.

Mr. Ring moved 2nd reading of Bill for constituting Inferior Courts of Civil Justice.

Mr. Cary 2nd the motion.

Bill read 2nd time.

House went into Committee on Notice of Dr. Trimble that on Monday next An Address be presented asking His Excellency to declare the Port of Nanaimo a Port of Entry.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported from the Committee that An Address be presented asking His Excellency to declare the Port of Nanaimo a Port of Entry.

House then adjourned till tomorrow at 3 P. M.

J. S. Helmcken

Speaker

Wednesday, the 28th day of January, 1863

The House met at 3 P. M.

Present: Messrs. Cary, Burnaby, Ring, Trutch, Forster, Franklin, Drs. Trimble, Tolmie.

The Minutes of the last Council having been read and confirmed.

The report of the Chairman of Committee on Address to His Excellency to declare the Port of Nanaimo a Port of Entry was agreed to by the House.

Mr. Speaker appointed the following Committee on Private Bills. Messrs. Forster, Trutch, Ring, Drs. Tolmie, Trimble.

Select Committee on Standing orders. Messrs. Forster, Trutch, Ring, Drs. Tolmie, Trimble.

House then went into Committee of Supply.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported progress and asked leave to sit again.

House adjourned till 3 today—Thursday.

J. S. Helmcken

Speaker.

Thursday, the 29th day of January, 1863

The House met at 3 P. M.

Present: Mr. Speaker, Messrs. Ring, Burnaby, Cary, Trutch, Forster, Franklin, Drs. Trimble, Tolmie.

The Minutes of the last meeting were read and confirmed.

Mr. Cary moved that the Petition asking the House to pass a Bill to declare and confirm the terms under which the Victoria Gas Company shall supply Gas and The Petition from the Water Works Company praying the House to pass An Act to enable them to construct reservoirs and Ditches for the introduction of Water into Victoria and The Petition from the Railway Company praying the House to pass an Act to authorize the construction of a Railway be referred to the Committee on Standing orders.

Committee appointed to meet on Saturday at 12. oclock noon.

A Bill to declare the validity of Debentures issued by the Municipal Council was read 2nd time and ordered to be Committed.

The House then went into Committee of Supply.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported progress and asked leave to sit again.

Leave granted.

House adjourned till 3 tomorrow.

J. S. Helmcken

Friday, the 30th day of January, 1863

The House met at 3 P. M.

Present: Mr. Speaker, Messrs. Cary, Trutch, Forster, Franklin, Dr. Tolmie.

The Minutes of the last meeting having been read and confirmed.

The House went into Committee of Supply.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported progress and asked leave to sit again.

House adjourned till Monday at 3 P. M.

J. S. Helmcken

Monday, the 2nd day of February, 1863

The House met at 3 P. M.

Present: Mr. Speaker, Drs. Trimble, Tolmie, Messrs. Burnaby, Cary, Forster, Franklin.

The Minutes of the last Meeting having been read and confirmed.

Mr. Forster handed in the following report from the Committee of Private Bills.

Committee of Private Bills met on Saturday 31 January 1863.

Certain amendments in the Gas Bill to enable the Company to pass By laws were laid before your Committee which were formed in accordance with the Standing orders of Your Honorable House and Your Committee beg respectfully to report accordingly.

Victoria, V. I. Jany. 31st 1863.

(sd.) George A. Forster
[George Foster Foster]
Chairman

The House then went into Committee on the Gas Amendment Act and An Act to declare the validity of the Debentures issued by the Municipal Council and the mode of enforcing the payment of the Assessments, Licenses, Fines and Penalties directed to be assessed and levied by the By laws passed by the Municipal Council by virtue of the Victoria Representation Act 1862.

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported A Bill to amend the Alien Act 1861 without amendments and The Victoria Incorporation Amendment Act with Amendments and asked leave to sit again.

Dr. Tolmie gave notice that he should move the following amendments.

That accounts of the Revenue and Expenditure shall be published annually and in default that the corporation shall cease to exist.

That the accounts shall be duly audited.

That the Members of the Council shall not receive any pay or reward for their services.

That the Members of Council shall be termed Councilmen in lieu of Councillors.

That the one per cent Assessment made for general use in the Colony shall as finally passed be the Assessment used by the Mayor and Council for necessary taxation.

House adjourned till 3 tomorrow.

Tuesday, the 3rd day of February, 1863

The House met at 3 P. M.

Present: Mr. Speaker, Messrs. Franklin, Burnaby, Cary, Dr. Trimble.

The Minutes of the last meeting having been read and confirmed.

The House went into Committee of Supply.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman would report certain supplies tomorrow.

Mr. Burnaby brought in a Bill—Gas By law Bill.

Mr. Burnaby gave notice that he will ask for the following returns tomorrow.

A Return shewing the contracts entered into during the past year for construction of Public roads—shewing the amount expended on each in the past year.

A return in detail shewing the amount still outstanding on Works for Public Roads commenced during the past year and continued during the present year.

A return stating the nature of the Works proposed to be executed during the present year for Public roads.

House adjourned till 3 tomorrow.

Wednesday, the 4th day of February, 1863

The House met at 3 P. M.

Present: Mr. Speaker, Messrs. Cary, Forster, Burnaby, Franklin, and Dr. Trimble.

The minutes of the last meeting having been read and confirmed.

Mr. Burnaby pursuant to notice at the last meeting asked for the following returns.

A Return shewing the Contracts or other arrangements entered into during the past year for construction of Public Roads—shewing the amount expended on each in the past year.

A Return in detail shewing the amount still outstanding on Works for Public roads commenced during the past year and continued during the present year.

A Return stating the nature of the works proposed to be executed during the present year for Public roads.

House agreed thereto.

A Bill to amend the Alien Act was read a 3rd time and passed the House.

A Bill for the regulation of the Harbours of Vancouver Island was read 2nd time and ordered to be committed.

Mr. Cary moved that the House go into Committee of Ways and Means tomorrow.

The House then went into Committee on the Victoria Incorporation Amendment Act 1863 and A Bill for the regulation of the Harbours of Vancouver Island.

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported progress in Victoria Incorporation Amendment Act and asked leave to sit again and Bill for the regulation of the Harbours of Vancouver Island complete with amendments.

The House then adjourned till 3 tomorrow.

Friday, the 6th day of February, 1863

House met at 3 P. M.

Present: Messrs. Franklin, Cary, Ring, Forster, Drs. Trimble, Tolmie.

The Minutes of the last meeting having been read and confirmed.

The following Message from the Governor was read by the Speaker.

Vancouver Island

February 4th 1863.

To The Speaker and Gentlemen of the House of Assembly.
Gentlemen,

I have the honor to transmit to you a Supplemental Estimate for Lighthouse Expenses which although embodied in the Abstract of Expenditure for the year 1863 transmitted to you does not appear in the detailed Estimate—viz.;

Moiety of Expenses necessary for maintenance of Lighthouses at Race Rocks and Fisgard Island—the other moiety being paid by British Columbia.	}	\$2910.
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I have &c.
(signed.) James Douglas

Mr. Speaker also read the following Message from the Governor.

Vancouver Island

February 4th 1863

To The Speaker and Gentlemen of the House of Assembly.
Gentlemen,

Since forwarding to you the accounts of receipt and Expenditure for the year ending 31st December 1862 I have received the report of the Colonial Auditor upon the accounts of the Colony for that period.

From that report it appears that the Expenditure as finally passed and brought to account amounts to

	£29,833.16.11
While the votes of Supply were	25,451. 0. 0
	<hr/>
being an excess of Expenditure of	£4,382.16.11

This Expenditure is however more a matter of account for the year than an actual excess of disbursement over and above the votes of Supply as the following figures will shew.

Vote of House in 1861 for Mail subsidy but not expended till 1862	£2500.
Resolution of House to procure new Engine, &c. for Fire Department	850
Excess of Expenditure in 1862 over vote for Roads under authority of Loan Acts 1862	2638. 8.10
	<hr/>
	£5988. 8.10
Excess as above shewn	4382.16.11

Leaving a Balance short expended of existing authorities	£1605.11.11
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I have therefore to request that the House will pass a vote in the present year's supply for the sum aforesaid of Four thousand three hundred and Eighty two pounds, sixteen shillings and eleven pence, which appears in excess as before shewn of the supply for the year ending 31st December 1862.

I have &c.
(signed.) James Douglas

House in Committee of Ways and Means.

Mr. Franklin in the Chair.

Dr. Helmcken moved the following resolution.

That \$25705 be voted for the Civil List and Indian Titles under the same proviso as last year.

Dr. Helmcken also moved that the sum of \$247,220 [\$247,225] be paid out of the General Revenue for the supplies granted to the use of Her Majesty.

Mr. Chairman reported.

The Harbour Regulation Bill was read a 3rd time and passed the House of Assembly.

A Bill to enable the Victoria Gas Company to pass By Laws was read a 2nd time and ordered to be referred to Select Committee on Private Bills.

Mr. Cary asked leave to bring in a Bill to Authorize the use of Stamps with a denomination of Dollars and Cents.

House then went into Committee on Incorporation Amendment Act.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported Bill with amendments.

Dr. Trimble gave notice that he will on Monday next move that the House take into consideration the necessity of extending the City limits.

Mr. Speaker ballotted the following Members as a Committee on Private Bills.

Messrs. Cary, Chairman, Coles, Trimble, Forster, Burnaby.

House then adjourned till Monday at 3 P. M.

Tuesday, the 10th day of February, 1863

The House met at 3 P. M.

Present: Messrs. Ring, Burnaby, Franklin, Drs. Trimble, Tolmie.

The Minutes of the last Meeting having been read and confirmed.

Mr. Burnaby brought in a Petition to withdraw the Victoria and Esquimalt Railway Bill.

The Prayer of the Petition was granted.

Mr. Burnaby introduced a Bill to declare the denominations to be used in the various stamps issued under the Stamp Act 1862.

Bill read 1st time.

Dr. Helmcken brought in a Bill entitled "An Act to apply the sum of Twenty five thousand seven hundred and five Dollars (\$25705.) out of the general revenue or the payment of certain salaries and expenses for the service of the year one thousand eight hundred and sixty three."

Bill read 1st time.

Dr. Helmcken also brought in a Bill entitled An Act to apply the sum of Two hundred and forty seven thousand two hundred and twenty five Dollars out of the General Revenue of the Colony of Vancouver Island and its Dependencies to the service of the year one thousand eight hundred and sixty three.

Bill read 1st time.

The House then went into Committee on a Bill for constituting Inferior Courts of Civil Justice in Vancouver Island and its Dependencies.

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported the Bill complete with amendments.

The House then adjourned till tomorrow at 3 P. M.

J. S. Helmcken
Speaker

Wednesday, the 11th day of February, 1863

The House met at 3 P. M.

Present: Messrs. Ring, Burnaby, Forster, Franklin, Dr. Trimble.

The Minutes of the last Meeting having been read and confirmed.

Mr. Burnaby gave notice of intention to bring in a Bill entitled An Act to declare the fees licenses and dues payable for the entrance and clearance of vessels and for permits for landing goods and for licenses to scows Boats and other small craft in Ports of Entry in Vancouver Island other than Victoria and Esquimalt.

A Bill for constituting Inferior Courts of Civil Justice in Vancouver Island and its Dependencies was read a third time and passed the House of Assembly.

An Act to apply the sum of Twenty five thousand seven hundred and five Dollars out of the General Revenue for the payment of certain Salaries and expenses for the service of the year one thousand eight hundred and sixty three was read a second time and ordered to be committed.

A Bill entitled An Act to apply the sum of Two hundred and forty seven thousand two hundred and twenty five Dollars out of the General Revenue of the Colony of Vancouver Island and its Dependencies for the service of the year one thousand eight hundred and sixty three was read a second time and ordered to be committed.

House then went into Committee on Supply Bills and A Message from the Governor elucidating an apparent Excess of Expenditure between the Votes of Supply and Expenditure for the year 1862.

Mr. Franklin in the Chair.

Dr. Helmcken moved that a Bill of Indemnity be brought in.

Mr. Speaker resumed the Chair.

Mr. Chairman reported that the Committee recommend that the amount as asked for be granted.

Mr. Forster from Select Committee on Standing orders recommended that the Prayer of the Petition from the Victoria Railway Company be granted.

The House then adjourned till 3 tomorrow.

J. S. Helmcken

Friday, the 13th day of February, 1863

The House met at 3 P. M.

Present: Mr. Speaker, Messrs. Ring, Forster, Franklin, Burnaby, Dr. Tolmie.

The Minutes of the last meeting having been read and confirmed.

Mr. Speaker read a message from the Governor enclosing a Supplemental Estimate;

Library for the use of the Members of Assembly	\$1000.
Small Pox Hospital	1000.
Female Ward in the Royal Victoria Hospital	750

The consideration was ordered for next week.

Mr. Speaker read a message from the Legislative Council forwarding Sunday Trading Bill with certain amendments.

Consideration ordered for Monday next.

Mr. Speaker read a message from the Council forwarding the Vancouver Island Land Clauses Consolidation Bill, Read 1st time, and the Railway Clauses Consolidation Bill, Read 1st time.

Bill of Supply for \$247,225. was read a third time & passed.

Bill of Supply for \$25,705. was read a third time and passed.

The House then went into Committee.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported Bills with amendments.

House adjourned till Monday 16th.

Monday, the 16th day of February, 1863

House met at 3 P. M.

Present: Mr. Speaker, Messrs. Burnaby, Forster, Franklin, Dr. Tolmie.

The minutes of the last meeting were read and confirmed.

The amendments to the Sunday Trading Bill were considered by the House and unanimously rejected.

A Bill to declare the fees licenses and dues payable for the entrance and clearance of vessels and for Permits for landing goods and for licenses to scows boats and other small craft in the Ports of Entry in Vancouver Island other than Victoria and Esquimalt was read a 2nd time.

The House then went into Committee on Governor's Message transmitting Supplementary Estimate and the Committee agreed to each item.

The Stamp Act 1863 was also in Committee.

Mr. Franklin in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported that the Committee agreed to each item in the

Governor's Estimate, viz.;

Library for the use of Members of House of Assembly \$1000.

Small Pox Hospital 1000.

Female Ward to Royal Victoria Hospital 750

and The Stamp Bill 1863 without amendments.

The House then adjourned till 3 tomorrow.

J. S. Helmcken
Speaker.

Thursday, the 19th day of February, 1863

The House met at 3 P. M.

Present: Mr. Speaker, Drs. Trimble, Tolmie, and Messrs. Cocker, Franklin, Burnaby, Foster.

The Minutes of the last Meeting were read and confirmed.

The Speaker read a message from the Governor announcing his assent to "An Act for the regulation of Harbours of Vancouver Island."

Dr. Trimble from the Select Committee on the Victoria Gas Company Bill (By Laws) recommended that the words commencing "N. B. The Company (page 2 down to end of page 3)" be stricken out of the Bill.

Colonel Foster from the Committee on Standing orders reported that in conformity with the demand of the Agent for the Victoria Water Works Company Bill the Committee recommends the withdrawal of the Bill to be sanctioned by the House.

The Stamp Bill 1863 was read a third time and passed.

A Bill to grant a supplemental supply of \$22,329.53/100—Twenty two thousand three hundred and twenty nine dollars and fifty three cents for the service of the year 1863 was read a second time and ordered to be committed.

"A Bill for consolidating in one Act certain provisions usually inserted in Acts authorizing the taking of Lands for undertakings of a public nature" was read a 2nd time and ordered to be committed.

"A Bill for consolidating in one Act certain provisions usually inserted in Acts authorizing the making of Railways" was read a 2nd time and ordered to be committed.

The House then went into Committee on the following Bills.

Mr. Franklin in the Chair.

Bill to declare the fees licenses and dues payable for the entrance and clearance of Vessels and for permits for landing goods and for licenses to Scows Boats and other small Craft in the Ports of Entry in Vancouver Island other than Victoria and Esquimalt.

A Bill entitled the "Victoria Incorporation Amendment Act."

A Bill entitled "the Vancouver Island Land Clauses Consolidation Act."

Mr. Speaker resumed the Chair.

Mr. Chairman reported Bills with amendments.

J. S. Helmcken

Friday, the 20th day of February, 1863

The House met at 3 P. M.

Present: Messrs. Franklin, Burnaby, Drs. Trimble, Tolmie, Colonel Foster.

The Minutes of the last Meeting having been read and confirmed.

A Bill entitled "The Ports of Entry Act 1863" was read a third time and passed.

A Bill granting a Supplementary Supply of Twenty four Thousand one hundred and twenty nine Dollars and Fifty three Cents was read a third time and passed.

Mr. Speaker explained that the Supplemental Bill as brought in contained a slight error in the addition and which had been corrected.

A Bill entitled "The Land Clauses Consolidation Act" was read a 3rd time and passed.

A Bill entitled "The Railway Clauses Consolidation Act" was read a 3rd time and passed.

A Bill entitled The Incorporation Amendment Act 1863 was read a third time and passed.

A Bill to define and confirm the Terms under which the Victoria Gas Company shall supply Gas and Gas Metres and to authorize the Victoria Gas Company to make By Laws with regard to such supply was read a second time and passed into Committee.

House then went into Committee.

Mr. Burnaby in the Chair.

Mr. Speaker resumed the Chair.

Mr. Chairman reported Bill to confirm the Terms under which the Victoria Gas Company shall supply Gas and Gas Metres and to authorize the Victoria Gas Company to make By laws with regard to such supply—complete with amendments.

The House then adjourned till Monday 23rd Instant.

J. S. Helmcken

Monday, the 23rd day of February, 1863

The House met at 3 P. M.

Present: Mr. Speaker, Messrs. Cocker, Burnaby, Foster, Franklin, Dr. Tolmie.

The Minutes of the last meeting having been read and confirmed.

A Bill to confirm the Terms under which the Victoria Gas Company shall supply Gas and Gas Metres and to authorize the Victoria Gas Company to make By Laws with regard to such supply, was read a third time and passed the House.

The House then adjourned till tomorrow at 3 P. M.

J. S. Helmcken

Tuesday, the 24th day of February, 1863

A quorum of Members not being present there was no meeting.

J. S. Helmcken

Wednesday, the 25th day of February, 1863

The House met at 3 P. M.

Present: Mr. Speaker, Messrs. Cocker, Burnaby, Franklin, Drs. Trimble, Tolmie.

The Minutes of the last meeting having been read and confirmed.

Mr. Speaker read a Message from the Governor assenting to the Land Clauses Consolidation Act 1863 and The Railway Clauses Consolidation Act 1863.

Mr. Speaker also read a message from the Governor enclosing a Return respecting Contracts for Public Roads which was ordered to lie on the Table.

Mr. Speaker read a message from the Council enclosing "Stamp Act 1863" with amendments and A Bill entitled The Victoria Incorporation Amendment Act 1863 with amendments.

Mr. Burnaby moved that the House request a Conference with the Council on the amendments to Victoria Incorporation Amendment Act which was agreed to by the House.

The following Bills were also received from the Council with a message stating that they had been read a third time and passed—viz.:

Supply Bill for \$25,705.

Supply Bill for \$247,225 and

A Supplemental Supply Bill for \$24,129.53.

The House then adjourned till tomorrow.

(sd.) J. S. Helmcken
Speaker

Thursday, the 26th day of February, 1863

The House met at 3 P. M.

Present: Mr. Speaker and Messrs. Franklin, Burnaby, Cocker, Cary.

The Minutes of the last meeting having been read and confirmed.

The Council Amendments to the Stamp Act 1863 were agreed to by the House.

A Conference took place with the Honourable Council at 3 P. M. on the amendments to the Victoria Incorporation Amendment Act 1863.

The Standing orders of The House having on motion been suspended.

The Amendments were then read a 2nd time and agreed to by The House.

Mr. Franklin gave notice that he will move tomorrow that the Executive be asked to obtain for the use of the House of Assembly The English Statutes, The Blue Books of British Columbia and such of The Laws of the Australian, New Zealand, Canadian, Nova Scotian and Prince Edwards Island Colonies and such other Books useful for reference as may be thought desirable.

The House then adjourned till $\frac{1}{4}$ to 2 tomorrow.

(sd.) J. S. Helmcken
Speaker

Friday, the 27th day of February, 1863

The House met at $\frac{1}{4}$ to 2 P. M.

Present: Mr. Speaker, Drs. Tolmie, Trimble, Messrs. Southgate, Ring, Franklin, Cary, Burnaby, Cocker.

The Minutes of the last meeting having been read and confirmed.

Mr. Speaker read a Message from The Governor announcing His Excellency's assent to the following Acts.

The Stamp Act 1863.

Victoria Incorporation Debentures Act 1863 and

The Ports of Entry Act 1863.

Mr. Franklin moved the following Resolution which was agreed to by the House.

That His Excellency The Governor be respectfully requested to obtain for the use of The Legislative Assembly the English Statutes—the Blue Books of British Columbia—and such of the Laws of Australia, New Zealand, Canada, Nova Scotia, Prince Edward's Island as may be thought necessary, and such other Books as may be deemed requisite as Books of reference.

At 2.40 p. m. the Governor, attended by his suite and the members of the Legislative Council, entered the House, and, after the Bills of Supply for the ensuing year had been presented by the Speaker with the usual recommendation, delivered the following speech:

Honorable Gentlemen and Gentlemen:

It affords me great satisfaction to inform you that I have received a communication from Her Majesty's principal Secretary of State for the Colonies, signifying Her Majesty's approval of the V. I. Road and Harbour Act, 1862, which authorizes the Governor to contract a loan not exceeding £40,000, for the purpose of constructing roads and improving Victoria Harbor.

Her Majesty's assent to this measure having removed the only obstacle to the progress of these important works, no time will be lost in their vigorous prosecution.

With that view, it is proposed to obtain a steam dredge, and to commence as soon as possible the work of excavating and deepening the harbor.

I am happy to inform you that the colony is everywhere in a state of profound tranquility. The native Indian tribes continue to manifest the most friendly disposition, and to express sentiments of the truest loyalty and attachment to Her Majesty's Government.

As the powers of the Legislature will soon legally terminate, it is my intention to dissolve the present House and to issue writs for a new election.

In releasing you from the labors of the Session, I desire to convey to you my sincere thanks for the zeal and attention with which you have applied yourselves to the discharge of your legislative duties.

Many wise and useful laws have been passed since you were first assembled, and that period has been signalized in no common degree by the blessings of successful industry, prosperity, and abundance.

Gentlemen of the Legislative Assembly

I have also to thank you for the supply which you have granted for the service of the year. The money will be applied with due care and economy towards the ordinary expenses of the Government, and in carrying on the public works, which are so essential to the progress and prosperity of the Colony.

The House was then declared by the Chief Justice prorogued until tomorrow.⁴⁶

⁴⁶ In keeping with the terms of the Franchise Act, 1859, which limited the duration of the House to three years from the date of its first meeting, Governor Douglas dissolved the House by Proclamation on 28 February 1863.

APPENDICES

APPENDIX A

COLONIAL ESTIMATES AND ACCOUNTS OF THE COLONY OF VANCOUVER ISLAND, 1849-1863

1849-1859

COLONIAL ACCOUNTS VANCOUVER ISLAND

Victoria, Vancouvers Island¹
March 27th, 1860

To the Speaker and Gentlemen of the House of Assembly

Gentlemen

I herewith forward for your information an Abstract of the Accounts of the Hudsons Bay Company with Her Majesty's Government, for monies received and disbursed on account of Vancouvers Island Colony, as shewn by their accounts at this place since the Establishment of the Colony in the Year 1849.

None of those accounts have been finally audited, and those relating to the Year 1859 have not yet been submitted to Her Majesty's Government and are consequently open to correction.

The documents referred to will be found described in the accompanying schedule numbered from 1 to 5.

No. 6 is a Statement of the revenue and Expenditure of the Colony for the Seven months ending with December 1859, received at and paid from the Treasury since its Establishment in May last.

(Signed) James Douglas

Schedule of Accounts

- No. 1. Her Majesty's Government on a/c with the Hudson's Bay Company at Victoria, for the Year Ending Octr. 31st, 1858.
- No. 2. Do. Do. for the Year Ending November 10th, 1859.
- No. 3. General Balance Account with the Hudson's Bay Company
- No. 4 Her Majesty's Government on a/c of The Colony of Vancouvers Island Dr. and Cr.
- No. 5. Statement of Public Buildings and other public property.
- No. 6. Treasury Statement of Income and Expenditure of the Colony to December 1859

¹ Vancouver Island, House of Assembly, Correspondence inward, 1856-1863, PABC. Governor Douglas also transmitted this letter and statements of accounts to the Colonial Office. See CO 305/14, 184-208.

No. 1. Her Majesty's Government on account of The Colony of Vancouver's Island in account with The Hudsons Bay Company at Victoria For the Year Ending October 31st, 1858

Receipts			
From Sales of Land		7,890	19 7
„ Spirit Licenses		3,386	19 2
„ Fines and Penalties		416	4 10
„ Custom House for Entrances & Clearances		380	10 10
„ Vancouvers Island Trust a/c			
H.E. the Governors Draft on the Hudson's Bay Company		1,041	13 4
			<hr/>
		13,116	7 5
Disbursements			
To Surveying Department			
For payment on a/c of Salaries to Officers	868	13 4	
For Expenses of Surveying	673	7 3	1,542 0 7
			<hr/>
For Expense of Macadamizing Streets		362	14 0
For „ of Repairing Public Roads		334	16 5
For „ of Repairing Public Bridges		76	2 11
To Colonial Buildings			
For erection of Custom House and Post Office	774	5 5	
For part payment of Contract for building Police Court & Barracks	733	6 8	1,507 12 1
			<hr/>
To Fire Department			
For purchase of Two Fire Engines and Hose, & building Engine House			1,177 4 7
To Administration of Justice			
For payment on a/c of Salaries to Magistrates	96	2 5	
For payment on a/c of Salary to Chief Justice	50	0 0	
For payment on a/c of Salary to Crown Solicitor	75	0 0	
For payment on a/c of Salary to Sheriff	47	1 8	268 4 1
			<hr/>
Police Department			
For pay to Men of Victoria Police Force	357	14 10	
For Rations & Clothing to Police Force	885	5 3	1,243 0 1
			<hr/>
Gaol			
For Rent of Prison	20	0 0	
For Supplies to Prisoners	211	15 3	231 15 3
			<hr/>
Militia			
For pay to men of the Force	116	14 0	
For Expense of Expendition to Cowetchin in Search of Cattle Thieves	18	5 0	134 19 0
			<hr/>
To Government Office			
For Wages to Messenger	36	0 0	
For Stationery &c.	16	1 4	52 1 4
			<hr/>
To Post Office			
For Stamps & Stationery and Repairs to Building			139 11 5
To Customs Department			
For Payment on a/c of Salaries to Officers	402	14 2	
For Rent of Custom House	20	0 0	
For Stationery & Expenses	8	13 6	431 7 8
			<hr/>
To Registrar of Deeds Office			
For Purchase of a Safe, Stationery & Books			312 10 0

To House of Assembly		
For Pay to Sergeant at Arms	22 10 0	
For Copying & Printing Documents	28 2 6	50 12 6
<hr/>		
For Salaries paid to School Teachers		224 7 8
For Repairs to District Schools		198 5 1
For Salary paid to Clergyman		300 0 0
For Expense of Painting & Repairing Victoria Church		95 10 8
For Expense of Repairing Parsonage		10 0 0
For Relief afforded to Destitute Persons		75 6 3
To Hudson's Bay Company		
For 10 per cent on Amount of Lands Sold		789 1 11
To Charges a/c		
For Commission on Disbursements		94 15 0
<hr/>		
Balance Brought Down, being excess of Receipts over Disbursements		
Disbursements in Account with the Hudson's Bay Company at Victoria, for the Year ending October 31st, 1858		3,464 8 11
Memorandum. From this Balance the Draft on the Hudson's Bay Company (£1,041.13.4) as shewn in the Receipts, has to be repaid, leaving the actual Balance for this Year		
		2,422 15 7
<hr/>		

No. 2. Her Majesty's Government on Account of The Colony of Vancouver's Island in account with The Hudson's Bay Company at Victoria For the Year Ending November 10th 1859.

Receipts

From Custom House		
For Entrances & Clearances		117 10 4
From Sales of Land		425 0 0
From Spirit Licenses		133 66 8
From Fines & Penalties		85 18 9
From Colonial Buildings a/c		
For Sale of Old Government Buildings		31 15 6
<hr/>		
		17,392 4 4

Disbursements

To Surveying Department		
For payment on a/c of Salaries to Officers	554 5 0	
For Expenses of Surveying	643 14 8	1,197 19 8
<hr/>		
For Amount paid Contractors for Macadamizing Streets		2,092 7 5
For Expense of Repairing Public Roads		53 13 8
To Colonial Buildings		
For payment on a/c of Contract for Building Police Courts & Barracks	2,220 9 2	
For Building Observatory	96 15 3	2,317 4 5
<hr/>		
To Administration of Justice		
Supreme Court		
For payment on a/c of Salary to Chief Justice	120 17 6	
For Printing	127 16 3	
For Miscellaneous Office Expenses	38 15 1	
For Payment on a/c of Salary to Crown Solicitor	150 0 0	
For payment on a/c of Salary to Indian Agent	28 13 9	498 8 5
<hr/>		

Sheriffs Office		
For payment on a/c of Salary to Sheriff and Deputy	163 5 5	
For Miscellaneous Expenses	163 17 1	327 2 6
<hr/>		
Police Department		
For payment on a/c of Salary to Commissioner of Police	130 3 9	
For pay to men of Victoria Police Force	655 0 11	
For Rations to Do.	1,166 16 8	
For Clothing & Bedding to Do.	143 3 0	
For Medical Services to Do.	31 5 0	2,126 9 4
<hr/>		
Victoria Gaol		
For transfer of Prison House to the Colony	250 0 0	
For pay to Guards & Sailors	161 18 2	
For Supplies to Prisoners	678 16 4	1,090 14 6
<hr/>		
For payment on a/c of Salary to Magistrates & Clerk		37 7 1
For Expenses of Coroners office		50 11 6
For Expense of Watching Hyda Indians		1 4 0
For Medical & Funeral Expenses to Destitute Persons		47 0 11
<hr/>		
To Royal Victoria Hospital		
For pay to Steward	45 16 8	
For Medical Attendance	62 10 0	
For Miscellaneous Expenses	136 10 10	
For Amount paid for Building the Hospital	333 6 8	578 4 2
<hr/>		
To Government Office		
For Stationery and Miscellaneous Expenses		70 19 9
<hr/>		
To Customs Department		
For Miscellaneous office Expenses		41 13 4
<hr/>		
To House of Assembly		
For Printing	43 6 8	
For Miscellaneous Expenses	31 15 2	
For payment on a/c of Salary to Clerk	17 9 0	92 10 10
<hr/>		
To payment on a/c of Salaries to School Teachers		65 7 10
For Repairs to District Schools		49 10 7
For payment on a/c of Salary to Clergyman		200 0 0
For Expense of Repairing Parsonage		49 9 7
For Supplies to Victoria Church		3 14 2
<hr/>		
To Charges a/c		
For Expense of Writing up Colonial Books		
for the Year Ending October 31st, 1857	41 13 4	
For Miscellaneous Expenses	34 17 9	
For Salary to Accountant	139 13 5	
<hr/>		216 4 6
<hr/>		
To Hudson's Bay Company		
For 10 pr. cent on Amount of Lands Sold		42 0 0
<hr/>		
To New Government Buildings		
For amount paid Contractors on account of		
building Colonial Office; Treasury; Land		
Office; Parliament House; Court House		
(unfinished); and Construction of Bridge		
across James Bay		6,935 7 5
<hr/>		£18,185 15 7
<hr/>		
Balance Brought Down Being Excess of Disbursements		
by the Hudsons Bay Company at Victoria, over		
Recepts, for the Year Ending November 10th,		
1859		
<hr/>		£17,391 4 4

No. 3. Statement A. Her Majesty's Government on account of The Colony of Vancouvers Island in Account with The Hudson's Bay Company at Victoria. General Balance Account

		Debit		Credit	
1853					
Sept.	To Fur Trade a/c	21 12 6	By Land Sales	947 19 0	
	To " "	2 7 10	By " "	170 13 4	
	To Land Sales a/c	111 17 2	By Fur Trade	2 2 6	
	To Sundry a/c	1,933 9 5	By Balance Carried Down	948 12 2	
		2,069 7 0		2,069 7 0	
1854					
Sept.	To Balance Brought Down	948 12 2	By Nanaimo Coal Mining Establishment	374 12 5	
Oct.	To Victoria School District	52 2 3	By Balance Carried Down	3,631 10 11	
	To Royalty a/c	41 19 5			
	To Land Sales a/c	20 0 0			
	To Fur Trade a/c	2,943 9 6			
		4,006 3 4		4,006 3 4	
1855					
Oct.	To Balance Brought Down	3,631 10 11	By Land Sales a/c	11,122 10 0	
	To Charges a/c	1,566 1 5	By Royalty a/c	455 18 9	
	To Surveying Department a/c	162 10 0	By Fur Trade a/c	201 5 0	
	To Fur Trade a/c	5,839 4 5	By Nanaimo Coal Mining Establishment	28 11 1½	
	To Land Sales a/c	255 13 6			
	To Royalty a/c	95 16 5			
	To Balance Carried Down	257 8 4½			
		11,808 4 10½		11,808 4 10½	
1856					
Oct.	To Charges a/c	1,725 0 0	By Balance Brought Down	257 8 4½	
	To Land Sales a/c	980 11 5	By Fur Trade a/c	1,253 7 1	
	To Sundry a/c	5,431 5 4	By Balance Carried Down	6,626 1 3½	
		8,136 16 9		8,136 16 9	

No. 5. Vancouvers Island Colony. Statement of Public Buildings and other property with their actual cost.

Public Schools

Victoria District School	1,061	0	0	
Craigflower	1,095	0	0	
Nanaimo	200	0	0	2,356 0 0

Victoria District Church				2,800 0 0
Parsonage				850 0 0
Police Court & Barracks				2,950 0 0
Gaol				250 0 0
Custom House & Post Office				775 0 0
Hospital				350 0 0

Public Buildings

Colonial Office	2,115	11	0	
Treasury & Land Office	1,752	7	1	
Parliament House	1,017	12	1	
Court House (unfinished)	416	13	4	
James Bay Bridge	1,063	7	2	
Grading & Clearing Site	569	16	9	6,935 7 5

Bridges

Victoria Bridge	1,090	0	0	
Craigflower	560	0	0	
Esquimalt	166	0	0	
Sundry Bridges on Main Country Roads	270	0	0	2,086 0 0

Roads

	Miles	
From Victoria to Metchosin	11	
„ „ to Hospital at Esquimalt	2	
„ Esquimalt Bridge to Salt Lagoon	2	
„ Victoria to Head of Portage on the Eastern side of Inlet	3½	
„ Victoria to North Dairy	3	
„ „ towards Cadboro Bay	2½	
„ „ towards Gonzalo Bay	1	
„ „ to Saanich	14	Total Cost 2,290 0 0

41

Horse Track from Metchosin to Soke
about 10 miles

Horse track from Metchosin to
Soke, about 10

Horse track from Metchosin to
Rocky Point 4

Victoria Streets	2,450	0	0	
Two Fire Engines & Engine House	1,177	0	0	
Purchase of Safe, Books and Stationery for Registrar of Deeds Office	312	0	0	

£25,581 7 5

No. 6. Treasury Statement. Abstract of the Revenue and Expenditures, Vancouver Island, For the seven months ending December 1859

Heads of Receipt	
Colonial	
Harbour Dues	1,262 0 0
Liquor Licenses	1,708 15 0
Fines & Fees	685 14 2
Post Office	245 17 1
Land	2,731 2 5
Special Deposit	9 17 4
Balance due to the Treasurer	1,207 14 1
	<hr/>
	7,851 0 1

Heads of Expenditure	
1. Establishments, Provisional & Temporary	
Salaries	3,186 8 5
Office Contingencies	492 3 2
Allowances	914 11 1
	<hr/>
2. Harbor Master, Miscellaneous or approximately	
Exclusive of Establishments	73 16 10
3. Administration of Justice, including	
Police & Jails, Miscellaneous	133 2 3
4. Commissariate, or approximately	
Exclusive of Establishments	245 14 4
5. All other Civil Departments	
Exclusive of Establishments	68 8 2
6. Rent	12 0 0
7. Transport	34 19 0
8. Works & Buildings	1,470 17 8
9. Roads, Streets & Bridges	1,217 19 2
	<hr/>
	£ 7,851 0 1

(Signed) W. Driscoll Gosset

1860

**COLONIAL ESTIMATES AND ACCOUNTS,
VANCOUVER ISLAND**

ESTIMATE No. 1²

Governor,	£ 800 0
Chief Justice,	800 0
Colonial Secretary,	500 0
Treasurer,	400 0
Attorney General,	300 0
Surveyor General,	400 0
	£ 3,200 0*

*—This amount is to be paid by the Colony only when the Crown Lands are transferred to its possession.

ESTIMATE No. 2

Registrar Supreme Court,	£ 250 0
Registrar's Clerk,	200 0
Registrar of Title Deeds,	150 0
Furniture, etc., for Registrar's Office	100 0
Printing for all the Departments,	350 0
Sundries for Treasurer's Office,	100 0
Attorney General's Clerk,	200 0
Incidental expenses Att. Genl's. Office,	310 0
Acting Colonial Surveyor,	300 0
Materials for Surveyor's Office	100 0
Postmaster-General,	350 0
Stationery, etc., for Post-office,	50 0
Carrying Mails,	200 0
Police Department,	2,360 2
Jail Department,	1,144 4
Harbormaster's Department,	530 0
Sheriff,	200 0
Educational,	450 0
	£ 7,344 6

² *Colonist*, 21 July 1860.

ESTIMATE No. 3.

Balance due Treasurer,	£1,207 14 1*
Surveys of Lands,	600 0
Justices Fees, and Coroner's expenses,	150 0
Repairs to Public Roads and Bridges,	200 0
Expenses, Legislative Council,	100 0
Clerk of the House of Assembly,	300 0
Expenses, House of Assembly,	50 0
For the Relief of casual poor,	100 0
	<hr/>
	£2,707 14 1

* This balance is to be paid when the colony is given possession of the lands.

ESTIMATE No. 4

Lighthouses and keepers,	£600 0
Relief of Victoria Fire Brigade,	150 0
Relief of Royal Hospital,	300 0
Improvement of public roads and etc.,	2,000 0
	<hr/>
	£3,050 0

RECAPITULATION.

	Amt. asked	Amt. voted
Estimate No. 1,	£3,600 00s 0d	£3,200 00s 0d.
Estimate No. 2,	8,619 06s 0d	7,344 06s 0d.
Estimate No. 3,	2,707 14s 1d	2,707 14s 1d.
Estimate No. 4,	7,550 00s 0d	3,050 00s 0d.
	<hr/>	<hr/>
	£22,477 00s 1d	£16,302 00s 1d.
Deduct amt. voted	16,302 00s 1d	
	<hr/>	
And the amount saved is		£6,175 00 0d.

*Statement of Revenue and Expenditure for the year ending December 31st, 1860:*³

HEADS OF RECEIPT.

	£	s.	d.
Harbor Dues,	2,127	11	7
Liquor Licenses,	3,851	17	6
Fines, Forfeitures & Fees of Court,	1,155	10	2
Postages,	347	14	2
Land Sales,	4,576	1	6
Trades Licenses,	472	0	0
Registration Fees,	15	0	0
Survey Fees,	22	0	0
Miscellaneous,	19	15	8
Refunds,		5	4
	<hr/>		
	£12,587	15	10
Government of British Columbia, for maintenance of Prisoners,	174	7	6
	<hr/>		
Total,	£12,762	3	4

³ *Colonist*, 1 March 1861.

HEADS OF EXPENDITURE.

<i>Establishments.</i>	£	s.	d.
Salaries—Temporary and provisional,	5,185	1	2
Do. do. Police and Jail Department,	1,406	19	5
Office contingencies,	624	2	0
Allowances,	12	16	1
	<hr/>		
	£7,228	18	8
Works and Buildings,	835	3	9
Transport,	94	12	4
Provisions and Fuel,	61	4	0
Conveyance of Mails,	90	11	6
Postages,	16	0	0
Rent,	48	0	0
Surveys,	209	18	9
Police & Jails (exclusive of salaries)	1,443	16	4
Administration of Justice,	260	4	10
Inquests,	33	5	8
Roads and Bridges,	68	15	1
Miscellaneous,	243	6	2
Purchase of Stores,	209	10	1
Interest,	11	12	10
Lighthouses Race Rocks and Fisguard, wages and expenses,	455	15	7
	<hr/>		
	£11,310	15	7
Balance against the Colony on the 31st December, 1859,	1,207	14	1
Balance in favor of the Colony on the 31st December, 1860,	243	13	8
	<hr/>		
Total,	£12,762	3	4

1861

COLONIAL ESTIMATES AND ACCOUNTS,
VANCOUVER ISLAND

No. 1.—ESTIMATE⁴

Of salaries to be paid to the principal officers of the Government:—Governor, £800; Chief Justice, £800; Colonial Secretary, £500; Treasurer, £400; Surveyor General, £500; Attorney General, £300. Total, £3,300.

No. 2.—ESTIMATE

Of annual expenditure not included in Estimate No. 1.—Supreme Court, £550; Treasury, £300; Colonial Secretary's office, £325; Attorney General's office, £250; Department of Lands and Works, £700. Total, £2,125.

No. 3.—ESTIMATE

Of Current Expenses, not provided for in Estimates Nos. 1 and 2.—Legislative Council, £200; House of Assembly, £450; Printing, £600; Fire Brigade, £150; Fire Brigade, purchase of Hose, &c., 350l; Lighthouses, 600l; Royal Hospital, 300l; Works and Buildings, 200l; Auditing Public Accounts, 150l; Post Office, 410l; Police, 2250l; Jail 1200l; Education, 550l; Sheriff's Office, 300l; Coroner's Fees, 200l; Administration of Justice, 550l; Registrar-General, 450l. Total, £8,910.

No. 4.—ESTIMATE

Of sums required for the Erection of Public Works, &c.—Mail Subsidy, 2500l; Formation of Roads, 2,000l; Exploration of Vancouver Island, 500l; Diffusion of Information respecting Vancouver Island, 500l; Grant for Industrial Exhibition, 300l; Volunteer Corps, 250l. Total, £6,050.

No. 5.—ESTIMATE

Of the probable Revenue of Vancouver Island for the year 1861.—Harbor Dues, up to the 16th day of July, £1,017 17 2; Liquor Licenses, £3,100; Trades Licenses, £1,800; Fines and Fees of Court, £1,100; Registrar General's office, 500l; Postages, 350l; Real Estate Tax, 6,000l; Land Sales, 6,000l; Victoria Street Fund, indebted to Colonial Fund, 719l 12; Balance in hand, Jan. 1st, 1861, 561l 3 9. Total, £21,148 12.11.

STATEMENT B

Of advances to the several Heads of Departments for current expenses, and to be accounted for on the 31st December, 1861.

The Surveyor General, 124l 17 10; Commissioner of Police, 354l 18 6; Coroner, 50l; Acting Colonial Secretary, 150l; Speaker of the House of Assembly, 425l; Chief Justice, 20l; Treasurer, 100l; Assessors of Real Estate, 164l. 7 2; President of the Council, 50l; Registrar General, 100l; Chief Engineer, Fire Department, 150l; Attorney General, 10l; Harbor Master, 10l; Total, £1,709 3 6.

⁴ *Colonist*, 24 July 1861.

GENERAL STATEMENT
of Estimated Expenditure

Estimate No. 1	£3,300 0 0
Estimate No. 2	2,125 0 0
Estimate No. 3	8,910 0 0
Estimate No. 4	6,050 0 0
	£20,385 0 0

STATEMENT A.—DEPARTMENTS.

1. Supreme Court of Civil Justice—Registrar, 250/; Clerk of the Writs, 200/; fuel, lights, stationery, &c., 100/. Total, 550/.

2. Colonial Secretary's Office—Clerk, 150/; Messenger, 75/; fuel, lights, stationery, &c., 100/. Total, 325/.

3. Treasury—Clerk, 200/; fuel, lights, stationery, &c., 100/. Total, 300/.

4. Attorney General's Office—Clerk 200/; fuel, lights, stationery, &c., 50/. Total, 250/.

5. Post Office—Postmaster, 300/; occasional assistance, 60/; fuel, lights, stationery, &c., 50/. Total, 410/.

6. Lands and Works—Assistant Surveyor, 250/; drawing materials, fuel, &c., 150/; expenses attendant on surveys and explorations, 300/. Total, 700/.

7. Administration of Justice—Magistrate at Nanaimo, 250/; fees for prosecutions, 250/; Justices' fees, 50/. Total, £550.

8. Educational—Master of school at Victoria, 150/; do. do. at Craigflower, 150/; do. do. at Nanaimo, 150/; repairs of buildings, 100/. Total, £550.

9. Sheriff's Office—Sheriff's salary, 200/; fuel; lights, stationery, &c, 100/. Total, £300.

10. Coroner—Fees and expenses, £200.

11. Police—Chief Commissioner of Police, 350/; Superintendent, Sergeants and Constables, (salaries, &c.) 1,150/; allowances in lieu of rations, clothing, arms, fuel, lights, water furniture, medicine, and medical attendance, 675/; stationery, printing, etc., 75/. Total, £2,250.

12. Jail—Jailors, guards and superintendent of convicts, 600/; provisions, 450/; clothing, bedding, fuel, lights, furniture, medicine, medical attendance, arms, horses, saddle, forage, etc., 150/. Total, £1,200.

Grand total, £7,585.

Comparative statement of the Estimated Expenditure of Vancouver Island, as voted by the House of Assembly for the year 1861, and the Actual Expenditure made under said votes.⁵

	Estimated Expenditure	Actual Expenditure
Governor	£ 800	Nil.
Chief Justice	800	£ 800 0 0
Colonial Secretary	250	250 0 0
Treasurer	400	372 0 10
Surveyor General	400	487 10 0
Attorney General	300	182 4 10
Supreme Court	450	446 15 5
Treasury	200	183 6 8
Colonial Secretary's Office	150	300 0 0
Attorney General's Office	200	166 13 4
Lands and Works Department	600	399 9 4

⁵ Vancouver Island, Audit Office, Colonial Government Correspondence, F73/10, PABC.

Legislative Council	200	100 0 0
House of Assembly	450	450 0 0
Printing for Departments	450	572 8 9
Fire Brigade	150	150 0 0
Purchase of Hose &c.	350	350 0 0
Light Houses	600	754 4 3
Victoria Hospital	600	600 0 0
Works and Buildings	200	295 4 0
Post Office	300	291 15 2
Police	2,250	
Gaol	1,200	3,029 12 6
Education	610	450 0 0
Sheriff	200	200 0 0
Coroner's fees and expenses	100	99 18 1
do for dead house	50	Nil.
Administration of Justice	450	421 7 4
Registrar General	400	351 0 5
Auditing of Public Accounts	150	150 0 0
Office Contingencies	550	538 19 2
Esquimalt Road, including loan of £2,000	2,000	*2,208 1 0
Mail Subsidy	2,500	2,500 0 0
Formation of Roads	2,000	†1,150 18 8
Formation of Roads through and to Cowichan	500	‡359 15 6
Diffusion of Information respecting Vancouver Island	500	60 0 0
Grant to Industrial Exhibition	400	400 0 0
Volunteer Corps.	250	245 0 0
	<u>£22,560</u>	<u>£19,316 0 3</u>

*Still due to Messrs. Trutch & Hick, £569 6s.

†Still due upon Saanich Road, £666 15s.

‡Still due Cowichan Road, £190 15s.

ROBERT KER.
Acting Colonial Auditor

1862

COLONIAL ESTIMATES AND ACCOUNTS,
VANCOUVER ISLAND

*Abstract of the probable Revenue of the Colonial Government of Vancouver Island
for the year 1862, showing also the Revenue of 1861.⁶*

HEADS OF REVENUE	Estimate of Revenue from 1st Jan'y to 31st Decem- ber, 1862.	Actual Re- venue for the year 1861. (closely ap- proximate.)
1. Real Estate Tax,	£ 6,000 0 0	£ 5,957 3 6
2. Harbor Dues,	2,000 0 0	193 9 3
3. Victoria Street Tax,		2,520 9 0
4. Liquor Licenses,	3,500 0 0	3,393 2 6
5. Trade Licenses,	2,000 0 0	2,288 0 0
6. Land Sale,	5,000 0 0	5,890 6 10
7. Postages,	300 0 0	310 11 9
8. Fines, forfeitures and fees	1,500 0 0	1,482 15 1
9. Fees of Office,	500 0 0	339 3 11
10. Reimbursement in aid of Ex.		417 12 10
11. Miscellaneous Receipts,	120 0 0	178 5 5
12. Light Houses,		600 0 0
13. Rent,	150 0 0	
Defalcations Ex-Treasurer Gordon to be recovered,	1,411 0 0	
Due by British Columbia on Light House Account, 1861, ..	382 2 1	
	£22,863 2 1	£25,291 0 1

NOTE—Although the sum shown below as Expenditure for 1861 is considerably less than the Actual Revenue, the difference is occasioned through sums issued on Advance Warrants not being yet accounted for in detail, so as to be incorporated with the present Accounts.

⁶ Vancouver Island (Colony). Colonial Estimates, 1862, uncatalogued MS., Northwest Collection, PABC.

Abstract of the sums required to defray the Expenses of the Colonial Government of Vancouver Island for the year from 1st of January to 31st December, 1862, showing also the Expenditure of 1861:

HEADS EXPENDITURE.	Estimate for the year 1862.	Expenditure of '61, close- ly approx.
1. Establishments—Salaries fixed,	£ 4,150 0 0	£ 8,904 15 5
Salaries, Provisional and Temporary,	5,050 0 0	
Office Contingencies	1,615 0 0	
2. Administration of Justice. Ex. of E.	460 0 0	421 15 5
3. Charitable Allowances	400 0 0	600 0 0
4. Police and Gaols,	1,550 0 0	1,394 1 10
5. Rent,	166 0 0	53 10 0
6. Education,*	1,000 0 0	
7. Conveyance of Mails,	700 0 0	914 19 0
8. Works and Buildings,	325 0 0	315 4 8
9. Roads, Streets and Bridges,	6,000 0 0	5,057 4 7
10. Miscellaneous Services	2,320 0 0	2,344 19 3
11. Light Houses†	600 0 0	1,508 8 6
12. Loan Account (in Repayment),	1,200 0 0	
13. Interest,	180 0 0	235 18 9
14. Transport,		9 16 9
15. Drawback and Refund of Taxes,		17 12 11
	£25,716 0 0	£22,912 0 0

* 1861, Expenditure for Education included in Salaries.

† One-half of this borne by British Columbia.

‡ Vide note above.

DETAILED ESTIMATES

Governor—Salary, £800.

Colonial Secretary—Salary Colonial Secretary, £500; Clerk, 300; Messenger, 75; office contingencies, 100. Total, £975.

Treasurer—Salary of Treasurer, £500; Clerk, 200; office contingencies, 60. Total, £760.

Colonial Auditor—Salary of Colonial Auditor, £150; Clerk, 75; office contingencies, 15. Total, £240.

Surveyor General—Salary of Surveyor General, £500. Assistant, 350; office contingencies, 100, surveys and explorations, 300; Repairs to Government buildings, 200; Road to Cowitchan and settlement of Indian title, 2,000; Extension of country roads, 4,000. Total, £7,450.

Harbor Master—Salary of Harbor Master, £250; Clerk,* 100; office contingencies, 30; occasional hire of boatmen 150; rent of office, 68; replacing or repairing Buoys in Victoria Harbor, 50. Total £648.

[*The same Clerk is employed in the Post Office, Department, to which half his salary is charged.]

Post Master—Salary of Post Master, £50; Clerk,* 100; office contingencies, 30; conveyance of mails to and from San Francisco, Nanaimo, &c., 700; rent of office, 68. Total £948.

[*Vide note as above.]

Judicial—Supreme Court—Salary of Chief Justice, £800; Registrar 250; Clerk of the writs, 200; office contingencies, 100. Total, £1,350.

Attorney General—Salary of Attorney General, £300, Clerk, 200; office contingencies, 250, expenses of prosecutions, 250. Total £775.

Sheriff—Salary of Sheriff £200; occasional assistance, 50; office contingencies, 20. Total, £270.

Coroner—Fees for holding inquests, £100; witnesses, interpreters' expenses, 60; erection of dead house,* 75. Total, £235.

[*£50 was voted in last year's estimates for this service, but the sum being insufficient for the purpose, was not expended.]

Registrar General—Salary of Registrar General, £400; office contingencies, 25. Total, £425.

Police and Gaols—Police Department—Salary of Commissioner of Police, £350; clerk to Police Court, 2 sergeants, 6 constables, and 1 cook, £1,310; office contingencies, £100; horse hire, and all other expenses in detection and capture of offenders, £300; salaries of gaoler, under gaoler and superintendent of convicts, £390; salaries of 3 guards (chain-gang), £300; keep of prisoners, clothing, tools, stores and medical attendance, £1,250. Total £4,000.

Justices' Fees—Quarter Sessions—£50.

Printing—For Departments, £600.

Magistrate at Nanaimo*—Salary, £250; office contingencies, 10; rent of court room, 30. Total 290.

[*This officer, in addition to the duty of magistrate, will have to perform various other duties and must be regarded more as a government agent than as a magistrate.]

Education—Expenses attendant upon education generally, £1,000.

Legislative Council—For all expenditure, £200.

House of Assembly—To cover general expenditure, £300; office contingencies, 150. Total, £450.

Indian Agents—Services on the east and west coasts of Vancouver Island, and presents to Indian chiefs, £200.

Assessors Real Estate Tax and Trades License Acts—Expenses under Real Estate Tax, £600; ditto under Trades License Act, 100. Total, £700*

[*This is the estimated cost of collection of these taxes according to the requirements of the law.]

Revision of Voters—Returning officer's expenses, &c., £80.

Victoria Hospital—Contribution in aid, £400.

Fire Brigade—Contribution in aid, £250.

Rifle Volunteers—In aid of Regimental fund, £200.

Re-Vote—Diffusion of information regarding the resources of Vancouver Island, £440.*

[*£500 was voted last year, only £60 of which has been expended. The purposes intended by the original vote are now being prosecuted.]

Lighthouses—Proportion of expense to be defrayed by Vancouver Island in maintaining Race Rock and Esquimalt Lighthouses, for the year 1862, £600.

Loan Account—Repayment of a portion of the loan raised on security of the Harbor Fund, £1,200.

Interest—Interest upon loans, £180.

Total amount of estimated expenditure for 1862, £25,716.

Comparative Statement of the Estimated Expenditure of Vancouver Island, as voted by the House of Assembly, for the Year 1862, and the Actual Expenditure made under said votes.⁷

	Amount voted for 1862.	Amount expended in 1862.	Actual Expenditure	
			In excess of am't voted.	Short of am't voted.
Governor.....	£800 0 0	Nil.		800 0 0
Chief Justice.....	800 0 0	800 0 0		
Colonial Secretary.....	500 0 0	250 0 0		250 0 0
Treasurer.....	500 0 0	516 13 4	16 13 4	*
Surveyor General.....	400 0 0	600 7 3	200 7 3	†
Attorney General.....	300 0 0	300 0 0		
Supreme Court.....	450 0 0	450 0 0		
Colonial Secretary's Office.....	375 0 0	375 0 0		
Attorney General's Office.....	200 0 0	200 0 0		
Surveyor General's Office.....	550 0 0	953 0 8	403 0 8	‡
Cowichan Road and Settlement of Indian Titles.....	2,000 0 0	998 13 0		1,001 7 0
Hospital.....	800 0 0	860 12 7	60 12 7	
Audit Office.....	225 0 0	225 0 0		
Repairs of Government Buildings.....	200 0 0	227 7 6	27 7 6	
Extension of County Roads.....	4,000 0 0	6,638 8 10	2,638 8 10	
Harbor Master's Office.....	568 0 0	649 14 1	81 14 1	
Post Office.....	218 0 0	212 10 6		5 9 6
Conveyance of Mails.....	700 0 0	3,336 1 4	2,636 1 4	\$
Expenses of Prosecutions.....	250 0 0	190 18 5		59 1 7
Sheriff's Department.....	250 0 0	225 16 4		24 3 8
Coroner's Fees, &c.....	160 0 0	89 0 4		70 19 8
Erection of Dead House.....	75 0 0			75 0 0
Registrar General.....	400 0 0	400 0 0		
Police..... £1,960	3,900 0 0	3,615 3 6		284 16 6
Gaols..... £1,940				
Justice Fees—Quarter Sessions.....	50 0 0			50 0 0
Printing for Departments.....	600 0 0			
		1,020 17 1		79 2 11
Other Office Contingencies.....	500 0 0			
Magistrate at Nanaimo.....	180 0 0	125 0 0		55 0 0
Legislative Council.....	200 0 0	80 8 2		119 11 10¶
House of Assembly.....	450 0 0	374 19 1		75 0 11
Services of Indian Agents.....	200 0 0	75 5 5		124 14 7
Exp's under Real Estate				
Tax Act..... £600	700 0 0	555 6 4		144 13 8
Trade License Act..... £100				
Revision of Voters.....	80 0 0	45 10 0		34 10 0
Fire Brigade.....	1,100 0 0	1,100 0 0		
Education.....	1,000 0 0	630 5 0		369 15 0
Rifle Volunteers.....	200 0 0	242 10 2	42 10 2	
Diffusion of Information.....	440 0 0	86 10 0		353 10 0
Light Houses.....	600 0 0	758 5 5	158 5 5	
Repayment of Temporary Loan.....	1,200 0 0	2,000 0 0	800 0 0	
Interest on Loans.....	180 0 0	537 7 2	357 7 2	**
	26,301 0 0	29,746 11 6	7,422 8 4	3,976 16 10
		26,301 0 0	3,976 16 10	
Expenditure in excess of amount voted.....		£3,445 11 6	£3,445 11 6	

* £16 13s. 4d. arrears 1861.

† £100 7s. 3d. and £100, arrears 1859, 1860.

‡ £322 18s. 4d. arrears 1859, '60, '61.

\$ £2,500 arrears 1861.

|| £25 still due to Magistrate.

¶ £25 still due to Clerk.

** £365 19s. under the authority of the
Temporary Loan Act.

⁷ Vancouver Island (Colony). Comparative Statement of the Estimated Expenditure, 1862, uncatalogued MS., Northwest Collection, PABC.

1863

COLONIAL ESTIMATES AND ACCOUNTS,
VANCOUVER ISLAND

ABSTRACT of the Probable Revenue of the Colonial Government of Vancouver Island for the Year 1863; showing also the Revenue received under the similar heads during the Year ending 31st Dec., 1862.⁸

ESTIMATE FOR 1863.		REVENUE OF 1862.
Harbor Dues	\$19,400	\$16,141 49
Real Estate Tax	48,500	32,415 44
Trade Licenses	21,825	13,776 43
Land Sales	24,250	14,794 42
Land Revenue		447 19
Liquor Licenses	19,400	17,233 26
Fines, Forfeitures & Fees	8,730	8,003 71
Postage Dues	2,037	2,174 58
Fees of Office	3,201	2,455 98
Miscellaneous	1,455	170 52
Rent	485	850 63
Stamp Tax	2,425	
Reimbursements		1,153 55
Lighthouses	2,910	4,745 42
Victoria Street Tax		313 72
Gordon's Defalcations		1,405 25
Interest		398 63
Deposits		48 98
Loan	194,000	
Temporary Loan		63,343 53
Home Government		7,767 28
Total	\$348,618	187,640 01
Advances to Heads of Departments, repaid		£8,475 14 1
Balance in Treasury, 1st Jan. 1862		130 13 11

⁸ Vancouver Island (Colony). Vancouver Island: Abstract of the Revenue Received, 1863, uncatalogued MS., Northwest Collection, PABC.

ABSTRACT of sums required to defray the expenses of the Colonial Government of Vancouver Island, for the year 1863, showing also the amount actually expended during the year ending 31st December, 1862:

ESTIMATES FOR 1863.		EXPEND'ES 1862.
Salaries fixed	\$21,098 00	\$15,481 34
Salaries P. and T.	31,335 00	26,378 74
Office contingencies	7,880 00	5,506 52
Administration of justice	3,128 00	1,357 70
Charitable allowances	2,500 00	1,940 00
Police and gaols	7,918 00	6,846 96
Rent	660 00	606 49
Education	5,000 00	
Conveyance of mails	7,290 00	16,179 92
Works and buildings	97,164 00	3,038 39
Roads, streets and bridges	47,530 00	37,039 90
Miscellaneous	24,630 00	14,244 05
Lighthouses	5,820 00	7,355 23
Refund of taxes		90 33
Interest on loans	14,605 00	2,606 19
Sinking fund	7,217 00	
Revenue services	1,500 00	
Repayment of temporary loans	24,444 00	48,599 55
Home Government		11,339 38
Gordon's defalcations		3,155 71
	\$309,719 00	201,766 40

ESTABLISHMENTS DETAILED.

The Governor, \$3880.

Colonial Secretary, \$2425; clerk, 1450; messenger, 370.

Treasurer, \$2425; clerk, 1200.

Auditor, \$725; clerk, 370.

Surveyor General, \$2425; assistant, 1700.

Postmaster, \$500; clerk, 500; extra assistance, 300.

Harbormaster, \$1200; clerk, 750; boatmen, 500.

Chief Justice, \$3880; Registrar, 1500; Clerk of Writs, 1000.

Attorney General, \$1455; clerk, 1000.

Sheriff, \$970; occasional assistant, 250.

Registrar General, \$1940.

Commissioner of Police, \$1698; Superintendent, 1000; Clerk and Storekeeper, 600; two Sergeants, at \$50 per month, 1200; eight Constables, at \$45 per month, 4320; Cook, 525; Sergeant at Esquimalt town, 600.

Governor of Goal, \$250; Goaler, 750; Assistant Goaler, 600; Superintendent of Convicts, 800; two guards, 1000.

Assessor, \$2425.

Magistrate, Nanaimo, \$1,200.

Legislative Council Clerk, \$500.

House of Assembly Clerk, \$1250.

Gunpowder Magazine Keeper, \$1000.

Fuel, lights, cleaning offices, stationery, and other office contingencies, for all the departments, \$4000. Printing, all departments, \$3880.

Administration of Justice, (ex establishments)—Attorney-General, \$1455; Fees to Coroner, \$145; fees to witnesses, \$388; removal and burial of bodies, \$340; contingencies, 50; erection of dead house, 500; Quarter Sessions, (fees) 250.

Victoria Hospital, \$2500.

Police—Clothing for Superintendent and 16 men, \$1018; fuel, water and light, 475; bedding, 77; transport and forage of Superintendent's horse, 470; ammunition and repairs of arms, 50; building and repairs, 242.

Gaols—Expenses of keeping 50 prisoners, \$3540; clothing for guards, 364; clothing for prisoners, 291; fuel, water and light, 460; medicine and medical attendance, 300; tools and implements, 388; bedding and other necessities, 243.

Rent of Post Office, \$330; rent of Harbor Master's office, 330.

For general purposes of Education, \$5000.

Conveyance of mails to New Westminster, \$500; do. to and from Esquimalt, 290; do to and from Nanaimo, Cowichan, &c., 1500; do to and from San Francisco, 5000.

Improvement of Victoria Harbor, \$87,300; erection of powder magazine, 3638; completion of court house, 3638; fencing and laying out ground, 1700; repairs to Government buildings, 500; painting buoys, 388.

Esquimalt road, \$5820; Cedar hill road, 2425; Saanich roads, 7275; Mount Newton cross road, 485; Metchosin road and bridges, 2425; Sooke road, 1213; Cadboro Bay road, 2425; Mount Tolmie cross road, 1213; Victoria south coast, 1212; Burnside deviation, 1212; Victoria to Comax and bridges, 21,825.

Surveys and Explorations, \$2425; occasional employment of Surveyors in assisting settlers to take up claims in distant districts, 1450.

Copying List of Voters and expenses connected therewith, \$130; revising List of Voters, and expenses, &c., 200.

Fire Brigade expense for new hose, cart, &c., \$1800.

To aid immigration and to assist in the maintenance of an office to give information to immigrants, \$2425.

Indian claims at Cowichan, \$9700; Indian services, 500; geological survey, 6000.

Interest on £40,000 loan, (6 per cent.) \$11,640; interest on temporary loan, 2965.

Sinking Fund—annual payment at 3 per cent. for the redemption of £40,000 loan, \$7,217.

Expenses connected with the Stamp Tax, \$1,000; do Assessment of Real Estate, 500.

COMPARATIVE Statement of Estimated Revenue and Revenue Received— Comparative Statement of Expenditure as Voted, and Actual Expenditure—For the year ending 31st December, 1863.⁹

Comparative statement of the Expenditure for the year 1863, and the actual expenditure of the year, as taken from the accounts made up from 1st January to 31st December, 1863:

Heads of Expenditure.	Expenditure voted for 1863.	Actual Expenditure for 1863.
The Governor	\$3,880 00
Colonial Secretary	4,245 00	\$3,036 25
Treasurer	3,625 00	3,537 85
Auditor	1,095 00	1,095 00
Surveyor General	4,640 00	3,405 82
Assessor	2,425 00	2,425 00
Harbor Master	2,450 00	2,386 00
Post Master	1,300 00	1,380 01
Chief Justice	6,380 00	5,293 63
Attorney General	2,455 00	2,558 45
Sheriff	1,220 00	1,006 00
Registrar General	1,940 00	1,940 66
Commissioner of Police	13,343 00	12,796 41
Magistrate at Nanaimo	1,200 00	(a) 1,321 25
Clerk of Legislative Council	500 00	(b) 621 18
Clerk of House of Assembly	1,250 00	(c) 2,462 42
Administration of Justice	2,378 00	3,833 60
Charitable Allowances	3,250 00	3,250 00

⁹ Vancouver Island (Colony). Vancouver's Island: Comparative Statement of Estimated Revenue, 1863, uncatalogued MS., Northwest Collection, PABC.

Police and Gaols	7,918 00	8,484 29
Rent	660 00	757 00
Education	5,000 00	3,855 17
Conveyance of Mails	7,290 00	10,899 35
Works and Buildings	95,964 00	(d) 7,775 11
Roads, Streets, & Bridges	47,530 00	50,697 11
Miscellaneous	20,630 00	5,687 27
Interest on Temporary loans	2,965 00	952 29
Interest on Road and Harbor Loan	11,640 00 (d)	
Sinking Fund do	7,217 00 (d)	
Revenue Services	1,500 00	887 25
Lighthouses	2,910 00	7,436 01
Office Contingencies	6,880 00	7,373 30
Refund of Taxes		233 83
	<u>\$275,680 00</u>	<u>\$157,284 58</u>
Temporary Deb. Loan		24,444 00
Temporary Loan to B. Columbia		43,650 00
Redemption of Municipal Deb. C. of Victoria		10,724 00
Deposits repaid		247 83
Allowances to Heads of Departments		91,507 26
Home Gov. (Military)		9,653 81
Total	<u>\$275,680 00</u>	<u>\$337,511 48</u>

REMARKS ON EXPENDITURE

(a)—\$121 25 arrears, 1862.

(b)—\$121 18 arrears, 1862.

(c)—\$1,212 50 arrears, 1860 and 1861.

(d)—Sums amounting to \$11,332 were remitted to the Crown Agents in London, during the year 1863, for services classed in the Estimates, as follows:

Works and Buildings	\$87,300
Interest on Vancouver Island Road and Harbor Loan	11,640
Sinking Fund for Do.	7,217

The Column of Actual Expenditure does not include payments made by the Agents from the abovementioned remittances; the Agents account for the whole year, showing the appropriation of the same, not having been yet received in the Colony.

COLONY OF VANCOUVER ISLAND

Comparative Statement of the Estimated Revenue of Vancouver Island for the Year 1863, and the Revenue received in that Year, as shown by the Accounts made up from 1st January to 31st December, 1863.

Heads of Revenue	Estimated Revenue.	Revenue Received.
Harbor Dues	\$19,400	\$17,284 66
Real Estate Tax	48,500	a42,945 25
Trade Licenses	21,825	17,884 61
Land Sales	24,250	23,759 39
Land Revenue		395 84
Liquor Licenses	19,400	23,833 94
Fines and Forfeitures	8,730	8,602 78
Postage Dues	2,037	2,258 45
Fees of Office	3,201	3,869 47
Miscellaneous	1,455	2,305 25
Rent	485	1,261 25
Stamp Tax	2,425	
Reimbursements		1,790 50
Victoria Street Tax, arrears		b12 85
Interest		2,740 16
	<u>\$151,708</u>	<u>\$148,944 40</u>

Road & Harbor Loan	194,000	164,085 20
Lighthouses	2,910	
Deposits		337 31
Repayment on account of advance to Municipal Council		5,362 00
Repayment of advances to Heads of Departments		39,017 04
Gordon's defalcations,		72 06
<hr/>		<hr/>
Total	\$348,618	\$357,818 01

(a)—Unexpected delays having taken place in the Revision of the Assessment Rolls, sufficient time was not left for the collection of the whole amount of the Tax within the year.

(b)—Arrears former years.

APPENDIX B

Progress of Bills

Brought Into the House of Assembly of Vancouver Island

1856-1863

PROGRESS OF BILLS BROUGHT INTO THE FIRST HOUSE OF ASSEMBLY OF VANCOUVER ISLAND, 1856-59

NAME	BY WHOM AND WHEN INITIATED	FIRST READING	SECOND READING	COMMITTEE AND REPORT	THIRD READING	ASSENT	REMARKS
1856							
Supply (£130)	Governor November 27	December 3	December 13	December 10	December 18		Amended by Council, February 14; amendments accepted, April 21. Withdrawn December 6.
Customs Duties	Hon. Mr. Pemberton December 3						
1857							
Victoria Boundary and Em- franchisement	Hon. Mr. Pemberton May 5	May 6	May 18	May 28	June 1		Incorporated into one bill. May 6; referred by Council to Crown Solicitor for re-modelling, April 11.
Births, Deaths and Mar- riages	Hon. Mr. McKay June 11	June 25	July 16	August 3	August 11		Withdrawn by Speaker, August 14, to be re-introduced in another form in the future.
Width of Roads	Do.	Do.	Do.	Do.			Amended by Council. November 15; amendments accepted by House, November 23.
Licence Law Amendment	Committee of the Whole	April 15	April 19	August 14	April 29	November 23	Amended by Council. November 15; amendments accepted by House, November 23.
Licensing of Inns	Hon. Mr. Skinner August 11 August 14						Withdrawn, September 11.
1858							
Castration of Cattle	Hon. Mr. Pemberton May 12						Withdrawn, May 19 to be brought forward on a future occasion.
Five Per Cent Duty	Hon. Mr. McKay May 12			June 10			Petition against bill, June 10; bill lost in committee, June 10.
Registration of Deeds	Hon. Mr. Yates July 3	August 3	August 17	August 24			Withdrawn in committee, August 24.
Extension of Licence Law	Hon. Mr. Pemberton September 17	September 17	September 21	September 23	September 27	November 23	Amended by Council. November 15; amendments accepted by House, November 23.
Preservation of Game	Hon. Mr. Skinner September 21	September 23					Withdrawn, September 23.
Supply (£3000)	Hon. Mr. Speaker September 23	September 23	September 25		September 27		Amended by Council. November 15; amendments accepted by House, November 23.
1859							
Supply (£603.6.8)	Hon. Mr. Speaker January 11	January 11	January 18	January 11, 25	February 8		Withdrawn for amendments, February 8.
Titles of Aliens	Hon. Mr. Skinner January 18	January 25	January 25	February 15	February 22		More comprehensive bill introduced in Council, July 6.
Amendment of Inns Law	Do.	January 18	February 8	February 15	Do.		Council ordered bill filed, April 8.
Registration of Voters	Hon. Mr. McKay January 11	Do.					Withdrawn, January 25.
Currency	Hon. Mr. Pemberton January 11	Do.					

PROGRESS OF BILLS BROUGHT INTO THE FIRST HOUSE OF ASSEMBLY OF VANCOUVER ISLAND, 1856-59—Continued

1859								
Point Ellice Bridge	Hon. Mr. Pemberton January 11	February 8	February 22	March 31, April 6	April 7			First reading postponed, January 18.
U.S. Coinage	Hon. Mr. McKay January 25	February 15	Do.	April 1	April 6	April 20		Deferred by Council, April 8.
Protection of Game	Hon. Mr. McKay February 8	February 8	Do.	May 4				Amended by Council, April 11; amend- ments accepted by House, April 20.
Victoria Steam Navigation Company	Hon. Mr. Pemberton January 25	February 15	March 3		July 4[?]			March 3, defeated on second reading, yet on July 4, the House gave 3rd reading to "A Bill to Increase the Number of Rep- resentatives of the People of this Colony in the House of Assembly, and to Create New Electoral Districts, and for Other Purposes." The Governor subsequently introduced two separate bills in the Coun- cil: The Franchise Bill, September 5, and the Representation Bill, September 12.
Electoral Districts	Hon. Mr. McKay February 15				April 20		September 5	Tabled for revision in Council, July 28.
Authorization of Mac- adamization of Certain Streets	Hon. Mr. Speaker April 6	April 7	April 12	April 6, 14			September 5	Passed by Council, September 5.
Property of Religious In- stitutions	Governor and Council April 20	April 20	May 2	May 16	May 26		September 5	
Marriages	Do.	Do.	Do.	Do.	Do.			
Registration of Conveyances	Do.	April 26	Do.	Do.	May 10			
Removal of Remains of Deceased Persons	Hon. Mr. Skinner April 20	April 26	April 28	May 4				Rejected by Council, December 7.
Completion of Streets to be Macadamized	Hon. Mr. Speaker April 28	May 10	May 16	May 4, 26	July 4			Tabled for revision by Council, July 28.
Franchise Re Victoria	Hon. Mr. Pemberton May 2	May 16	May 26	June 6, 7, 27	June 27			
Extension of Licence Laws	Hon. Mr. McKay June 27	June 27	June 30		July 4			
Wardens of the Hills	Hon. Mr. Skinner June 30	June 30	July 4	July 7	July 8			Rejected by Council, July 14, and replaced by Resignation of Seats.
Sale of Liquor	Council, July 7	July 7	July 8	July 15	July 18	July 18		
Resignation of Seats	Council, August 3	August 3	August 12	August 16	August 23	August 23		
Interest of Money	Hon. Mr. McKay August 16	August 23	September 9	September 13	September 20			Amended by Council, October 26; amend- ments accepted by House, October 29.
Representation	Council September 20	September 20	September 27	October 3	October 7	October 24		
Franchise	Do.	Do.	Do.	October 3, 4	October 7	November 3		Conference with Council and amendments accepted by House, November 3.
Registration of Voters	Council September 20	September 20	September 27	October 3	October 7	October 24		
Wooden Bridges	Hon. Mr. Skinner September 27	October 3	October 4	October 4, 7	October 14	October 29		Amended by Council, October 26; amend- ments accepted by House, October 29.

PROGRESS OF BILLS BROUGHT INTO THE SECOND HOUSE OF ASSEMBLY OF VANCOUVER ISLAND,
FIRST SESSION, 1860-61

NAME	BY WHOM AND WHEN INITIATED	FIRST READING	SECOND READING	COMMITTEE AND REPORT	THIRD READING	ASSENT	REMARKS
1860							
Safety of Gunpower	Hon. Mr. Waddington March 7	March 17	March 30		April 24		Withdrawn, April 16.
Chimnies	Hon. Mr. McDonald March 7	March 21	March 30	April 2, 16	June 27		Considered by Council with bill to incorporate Victoria, June 22.
Joint Stock Companies ..	Hon. Attorney General March 12	April 19	April 30	June 6, 18	August 20	August 27	Council amendments accepted by House, August 20.
Trials of Indians	Do.	July 5	July 26	July 27	August 8	December 19	Amended by Council, November 19; amendments accepted by House, November 27.
Minor Offences	Do.	April 26		August 2			Lapsed.
Registration of Real Estate Victoria Incorporation ..	Do. Do.			July 24, 25; August 1, 2; September 7, 10, 12			Lapsed.
Liens to Mechanics	Hon. Mr. Franklin March 13			October 29, 31; November 7			Lapsed.
Improvement of Roads ..	Hon. Mr. Tolmie March 16	April 26	May 7	August 24, 27, 29, 31; September 3	September 7 November 19	November 24	Referred to Select Committee, May 7; amended by Council, November 13; amendments accepted by House, November 19.
Legal Profession	Hon. Mr. Crease March 23	April 26	May 10	June 22, 29			Referred to Select Committee, May 10; postponed, July 5.
Esquimalt-Victoria Road ..	Hon. Mr. Gordon April 2			October 3			Postponed, May 15; lapsed in Council.
Improvement of Stock Breeding	Hon. Mr. Tolmie March 27	April 24	May 3	May 25; June 4, 6, 11, 22	July 5		Referred to Select Committee, April 26; amended by Council, June 29; amendments accepted by House, July 4.
Administration of Oaths	Hon. Mr. Crease April 2	April 16	April 26	May 17, 21	May 25 July 4	July 9	Referred to Select Committee, May 7; lapsed in Council.
Pilotage	Hon. Mr. Cooper April 16	April 26	May 7	August 8, 20	August 27		Council postponed second reading six months, July 10.
Currency	Hon. Mr. Franklin April 30	May 14	May 25	June 13, 25	July 2		Postponed, July 5.
Regulation of Medical Profession ..	Hon. Mr. Crease June 4	June 4	June 13	July 2		August 28	Amended by Council, July 20; amendments accepted by House, July 26.
Fireman's Protection	Hon. Attorney General June 7	June 7	June 13	June 25	October 15	November 2	Referred to Select Committee, July 4; passed by Council, October 30.
Indian Liquor	Hon. Mr. Waddington June 18	June 25	July 4	October 12	August 27	August 28	
Victoria Street Fund	Hon. Mr. Franklin July 12	July 27	August 3	August 3, 6, 17, 22, 27	November 30	December 19	Sent to Select Committee, October 23; amended by Council, December 5; amendments accepted by House, December 10.
Victoria Gas Company	Hon. Mr. Gordon July 14	July 17	October 17	November 27, 28	October 24		Council postponed second reading six months, November 23.
Registration of Voters	Hon. Mr. Waddington July 26	August 1	August 22	September 20, 24, 28; October 12, 15			

PROGRESS OF BILLS BROUGHT INTO THE SECOND HOUSE OF ASSEMBLY OF VANCOUVER ISLAND,
SECOND SESSION, 1861-62

NAME	BY WHOM AND WHEN INITIATED	FIRST READING	SECOND READING	COMMITTEE AND REPORT	THIRD READING	ASSENT	REMARKS
1861							
Victoria Incorporation	Hon. Attorney General June 26	June 27	July 17	July 25, 26; August 1, 5, 9, 16; September 9, 11, 13, 23, 27; October 10 July 9	October 28		
Naturalization of Aliens	Do.	Do.	July 5	July 19	July 18	November 14	Council amendments accepted by House, October 23.
Bills of Sale	Do.	Do.	July 15	July 19	July 25	November 28	Council amendments accepted by House November 4.
Bills of Exchange	Do.	Do.	Do.	July 16	November 4	Do.	Do.
Civil Procedure	Do.	August 30	September 20	September 23	September 26	November 14	
Juries	Do.	June 28	July 3	July 5, 8, 9	July 16	July 18	
Liquor Licence	Hon. Mr. Gordon June 26						
English Statutes	Mr. Foster June 28						
Public Hospital	Do.						
Collection of Debt	Do.						
Imprisonment for Debt	Do.						
Regulation of Legal Profes- sion	Hon. Attorney General June 28	July 8	July 15	July 19	July 25		Second reading postponed, July 18.
Limitation of Foreign Ac- tions	Do.	July 5	July 26				Petition favouring bill, August 12.
Real Estate Titles	Hon. Mr. Foster July 15	July 18	August 23	August 30			Select Committee recommended substitution by bill to extend the Limitations of Foreign Actions, October 11.
Actions on Contracts and Foreign Judgements	Do.	Do.	July 26	August 30			Select Committee recommended rejection, October 11.
Real Estate of Aliens	Hon. Mr. Crease July 23	July 25	August 23	August 30			Replaced by Transmission of Real Estate of Aliens and Confirmation of Titles of Aliens, August 30.
Fireman's Protection	Mr. Cary July 23	Do.	August 12	August 21	August 23	September 10	Passed by Council, September 9.
Indian Liquor Repeal	Hon. Attorney General July 25	August 1	August 14				Referred to Select Committee August 14.
Criminal Procedure <i>Re</i> In- dians	Hon. Attorney General July 25	August 1	August 16	September 20	September 26		
Pawnbrokers		July 25	August 12	July 26; August 21, 23, 30	September 13	November 28	
Expenditure of Monies	Hon. Mr. Cary August 20						
Lighthouse	Hon. Mr. Waddington August 23			August 30			

PROGRESS OF BILLS BROUGHT INTO THE SECOND HOUSE OF ASSEMBLY OF VANCOUVER ISLAND,
SECOND SESSION, 1861-62—Continued

1861	Supplementary Street	Hon. Attorney General August 27	August 27	August 30	September 6	September 9	October 29	Council amendments accepted by House, September 24.
Confirmation of Titles of Aliens						September 6	November 14	See Real Estate of Aliens. Council amend- ments accepted by House, October 23.
Transmission of Real Es- tate of Aliens						September 6	October 28	See Real Estate of Aliens.
Bankruptcy						October 29	February 1	Council amendments accepted by House, January 30.
Supply (£15,910)	Hon. Mr. Speaker September 26	September 9	October 1	October 1	October 11, 16, 17, 18, 23, 28	October 29		
Supply (£4550)	Do. Hon. Mr. Crease October 11	October 1	Do.	Do.	Do.	October 29	December 24	
Extension of Limitation of Foreign Actions	Hon. Attorney General October 28	October 28	October 29	October 29	November 1	November 4	Do.	Council amendments accepted by House, December 16.
Trades Licences								
Jury System	Hon. Attorney General October 28	November 1	November 21	November 21	December 5			
Collection of Small Debts	Hon. Dr. Tolmie November 21	November 21	November 28	November 28	November 29	December 5	December 9	
Gas Company	Council December 5		December 12	December 12	December 16; January 9	January 10	January 15	
Swine and Goats								
1862								
Protection of Deserted Wife's Property	Hon. Mr. Ring January 17							

PROGRESS OF BILLS BROUGHT INTO THE SECOND HOUSE OF ASSEMBLY OF VANCOUVER ISLAND,
THIRD SESSION, 1862

NAME	BY WHOM AND WHEN INITIATED	FIRST READING	SECOND READING	COMMITTAL AND REPORT	THIRD READING	ASSENT	REMARKS
1862 Registration of Voters	Hon. Mr. Ring March 20	April 3	April 14	May 9	May 12	July 10	Amended by Council June 11; amendments accepted by House, July 8.
Protection of Deserted Wife's Property	Do.	May 12	May 16	May 20, 23	May 29	July 9	Amended by Council, June 30; amendments accepted by House, July 4.
Provisional Appointments	Hon. Attorney General April 3		September 23	September 12, 25, 29, October 13	October 23	December 17	Amended by Council, December 11; amendments accepted by House, December 12.
Real Estate Tax Amendment	Hon. Mr. Ring April 7	April 25	May 5	May 9, 21, 29	June 2	August 5	Amended by Council, June 30; Conference with Council, July 25; amendments accepted by House, August 4.
Burnside Road	Hon. Mr. Tolmie April 25	Do.	Do.	May 6	May 9		
Supply (£6,875)	Hon. Attorney General April 25	Do.	Do.	Do.	Do.		Conference with Council, July 25; with-drawn and a new bill introduced.
Supply (£18,576)	Do.	Do.	Do.	Do.	Do.		
Loan (£20,000)	Do.	May 5	May 12	May 14	May 15		
Temporary Loan (£4,000)	Do.	Do.	Do.	Do.	Do.		
Stamp Act	Do.	May 6	May 20	May, 6, July 23, 29, August 5, 12	August 14	May 29 December 12	
Victoria Gas Company's Extension	Hon. Mr. Ring May 14	May 14	May 20	June 2	June 9	July 3	
Victoria Incorporation	Do.	May 16	May 23	May 29, 30 June 5, 6	June 9	August 2	Amended by Council, July 22; amendments accepted by House, July 31.
Revisor's Confirmation	Hon. Attorney General May 20	May 20	May 21	May 21	May 23	June 12	
Harbour Dues Amendment	Do.	May 21, 23	May 29	May 21, July 1, 4, 8, 9, 11			
Victoria Fire Limits	Ways and Means Com-mittee, May 21	June 2	June 9	June 30, July 1	July 1	July 9	
Provisional Sanatory Com-mission	Do.	June 27	June 30	June 30, July 4	July 8	July 19	
Preservation of Game	Council, July 4	July 4	August 4	August 12	August 14	September 5	
Gunpowder	Hon. Attorney General July 23	July 23	August 6	July 23, August 6, 8	August 12	December 12	Amended by Council, September 19.
Divorce	Hon. Mr. Ring July 29						
Victoria Representation	Do.	July 31	August 26	August 29	September 12	December 12	Council amendments accepted by House, December 5.
Road and Harbour Loan (£40,000)	Hon. Attorney General July 29	August 5	August 6	September 1 August 7, 8	August 12	September 6	Conference with Council, August 26; amend-ments accepted by House, September 1.
Temporary Debenture Loan (£15,000)	Do.	Do.	Do.	August 7	Do.	Do.	
Harbour Dues	Do.	August 5		August 6	August 7	September 2	Conference with Council August 15; amend-ments accepted by House, August 26.
Repeal and Amendment of Laws Affecting Trade Licences	Do.		September 23	September 12, October 14, 20, 22, 23, 24	October 28	December 17	Amended by Council, December 11; amend-ments accepted by House, December 12.

PROGRESS OF BILLS BROUGHT INTO THE SECOND HOUSE OF ASSEMBLY OF VANCOUVER ISLAND,
THIRD SESSION, 1862—*Continued*

1862		September 23 October 20 October 22	October 13 November 19	October 23	February 6	February 16	
Harbour Regulation Act.....	Council September 23 Hon. Mr. Ring September 23 Hon. Mr. Tolmie September 25	September 23 October 20 October 22	October 13 November 19	October 23	February 6	February 16	Referred to Select Committee, November 19. Referred to Select Committee, November 6.
Appeal of Summary Con- victions.....				October 22, 29, 30, 31 November 3 October 28	December 15		
Road Improvements.....							
Pilot Sunday Trading.....	Council October 22 Hon. Mr. Ring October 23 Hon. Mr. Cocker November 6 Hon. Attorney General November 19 Hon. Dr. Trimble November 19 Hon. Attorney General November 20 Council November 20 Hon. Mr. Ring November 25	September 9 October 23	October 20 November 3				Referred to Select Committee, November 3.
Adjudication of Small Debts.....							
Gas Company By-Laws		November 7					
Railway Clauses Consoli- dation.....		November 20	December 5	December 16, 18	December 22		Deferred until next session.
Registration of Voters							
Amendment Land Clauses Consolida- tion.....		Do. Do.	Do. Do.	December 12, 15, 17, 18 December 5	Do. December 8	December 12	Do.
Currency.....							
Inferior Courts of Civil Justice.....		November 25					

SCHEDULE OF BILLS

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PROGRESS OF BILLS BROUGHT INTO THE SECOND HOUSE OF ASSEMBLY OF VANCOUVER ISLAND, FOURTH SESSION, 1863

NAME	BY WHOM AND WHEN INITIATED	FIRST READING	SECOND READING	COMMITTEE AND REPORT	THIRD READING	ASSENT	REMARKS
1863							
Sunday Trading.....	Hon. Mr. Crocker January 2	January 6	January 7	January 6, 15	January 19		Amended by Council, February 13; amendments rejected by House, February 16.
Road Improvement.....	Hon. Mr. Tolmie January 2	Do.	Do.	January 6, 7	January 8		
Harbour Regulation.....	Hon. Mr. Forster January 8	January 27	February 4	February 4	February 6	February 16	
Appeal of Summary Con- viction	Hon. Mr. Ring January 15	January 19					Second reading postponed six months, January 20.
Inferior Courts of Civil Justice	Do.	Do.	January 27	February 10	February 11		
Victoria Incorporation De- benture Act	Hon. Mr. Cary January 15	January 20	January 29	February 2, 4, 6, 19	February 20	February 27	Amended by Council, February 24; conference with Council, February 26.
Alien Act Amendment.....	Hon. Mr. Tolmie January 15	Do.	January 27	February 2	February 4		
Victoria Gas Company By- Law	Hon. Mr. Burnaby February 3	February 6	February 20	February 20	February 23		Amended by Select Committee, February 19.
Stamp Act	Hon. Mr. Burnaby February 10	February 10		February 16	February 19	February 27	Amended by Council, February 24; amendments accepted by House, February 26.
Supply (\$25,705).....	Hon. Mr. Helmcken February 10	Do.	February 11	February 11	February 13	February 27	Do.
Supply (\$247,225) Ports of Entry Act	Do.	Do.	Do.	Do.	Do.	Do.	Do.
Supplemental Supply (\$24,129.53)	Hon. Mr. Burnaby February 11		February 16	February 19	February 20	February 27	
Land Clauses Consolidation	Governor February 13		February 19	February 16	February 20	February 27	Amended by Council, February 24.
Railway Clauses Consolida- tion	Council February 13	February 13	February 19	February 19	February 20	February 25	
	Do.	Do.	Do.		Do.	Do.	

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